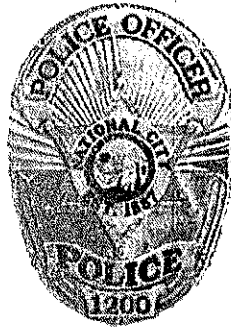


# NATIONAL CITY POLICE DEPARTMENT



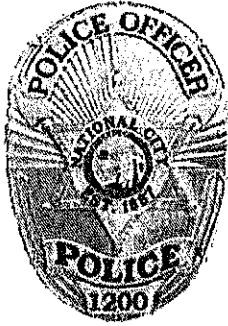
INTERNAL AFFAIRS CASE # 11-1-D

INVOLVED EMPLOYEE(S): Officer Jason Taylor

COMPLAINANT: Officer Involved Shooting

INVESTIGATOR: Sergeant Matt Smith

**CONFIDENTIAL**



# NATIONAL CITY POLICE DEPARTMENT

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Date of Incident: 05-06-11

Time of Incident: 2243

Location of Incident: E. 22<sup>nd</sup> Street and "C" Avenue

Subject: Department Initiated Investigation of Officer Involved Shooting

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**CONFIDENTIAL:** THIS REPORT IS FOR THE EXCLUSIVE USE OF  
THE CHIEF OF POLICE AND/OR CITY ATTORNEY

**COMPLAINANT:** Department Initiated Investigation

**SUBJECT OFFICER:** Name: Jason Taylor  
Rank: Police Officer  
NCPD ID # 441  
Date of Hire: 02-27-07  
Assignment at time of incident: (Patrol Division /E Squad)

**WITNESS OFFICER(S):** There are numerous witness officers in this case. Refer  
to the crime case and all supplemental reports for those  
officers and their statements.

**CIVILIAN WITNESSES:** None.

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**SUMMARY:**

On 05-06-11, at 2243 hours, NCPD Dispatch received a 911 call regarding a female subject at E. 24<sup>th</sup> Street and "D" Avenue. The caller reported the female was drunk or "high" and naked from the waist down. The caller stated the female was lying underneath a vehicle and looked "pretty bad." The caller described the vehicle as a white [REDACTED] with a license plate number [REDACTED].

The following is a synopsis of the incident. I used information I learned from the 911 recording of the phone call to NCPD, the recordings of the police radio transmissions, [REDACTED], and the completed police reports to complete this synopsis.

At 2246 hours, NCPD Dispatcher Marie Hernandez dispatched Officer Paul Hernandez and Officer Andrea Gonzalez to the call. Both officers acknowledged the call for service. At 2248 hours, Officer Matt Cardoza asked dispatch to send him the call and advised he was in the area. Officer Cardoza then told dispatch he was being flagged down in what sounded like the 500 block of E. 24<sup>th</sup> Street. The dispatcher acknowledged this but repeated the location as 700 E. 24<sup>th</sup> Street.

At 2249 hours, Officer Cardoza told dispatch the female was dropped off from the [REDACTED] which left the scene E/B on E. 24<sup>th</sup> Street. Officer Cardoza confirmed the female was not wearing any pants.

At 2250 hours, Officer Cardoza requested an ambulance. Officer Cardoza told dispatch that witnesses reported the suspect vehicle was now N/B on "F" Avenue and the vehicle has tinted windows. Officer Cardoza then advised the suspect vehicle was now set up to turn N/B on "D" Avenue and was occupied by a Hispanic male. Acting Sergeant Derek Aydelotte advised he was at that location and he was behind the vehicle. Acting Sergeant Aydelotte then advised the vehicle failed to yield N/B on "D" Avenue.

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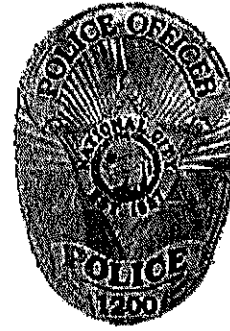
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At 2252 hours, Officer Cardoza advised the suspect vehicle was now stopped in the 300 block of E.22<sup>nd</sup> Street and a '[REDACTED]' was in progress.

At 2315 hours, Acting Sergeant Aydelotte advised that the suspect retrieved the keys from the roof of the vehicle, re-started the vehicle and drove off W/B on E.22<sup>nd</sup> Street.

Prior to the suspect driving off again, officers had been involved in a '[REDACTED]' stop on the suspect vehicle for approximately 23 minutes. During this time, officers, (Primarily Acting Sergeant Aydelotte) advised dispatch numerous times that the suspect was not complying with them and that he was reaching around the passenger compartment of the vehicle. At one point, Acting Sergeant Aydelotte advised the suspect retrieved a bag from the backseat of the vehicle.

During the stand off with the suspect, per the CAD printout, officers advised dispatch at least 20 times that the suspect was uncooperative, reaching around inside of the vehicle, the center console, the backseat etc., all the while refusing commands to get out of the car.

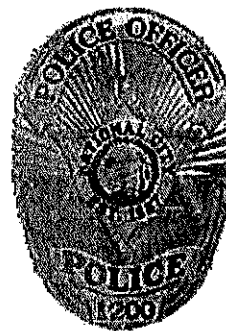
In watching the video '[REDACTED]', the suspect can be seen moving his hands in and out of the open vehicle window on the driver's door repeatedly. As the suspect flees, he backed up slightly toward the police units that were behind him. After backing up, the suspect drove off W/B on E. 22<sup>nd</sup> Street at a high rate of speed toward E.22<sup>nd</sup> Street and "C" Avenue.

Officer Jason Taylor and Corporal Damian Ballardo's vehicles were set up at this location as traffic control, blocking the E/B and W/B lanes of traffic on E.22<sup>nd</sup> Street. Officer Taylor was positioned on the west side of the police cars. As the suspect vehicle approached the police cars it initially appeared the suspect was going to collide into them. At the last second, the suspect swerved to the right and collided with a vehicle that was parked at the N/E corner of the intersection. The force of the collision pushed the vehicle forward and allowed the suspect to squeeze between the parked vehicle and Officer

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Taylor's patrol vehicle. At this point the suspect's vehicle is facing in a slight north westerly direction.

As the suspect cleared the front end of Officer Taylor's vehicle, the suspect vehicle turned to the left in a slight south westerly direction toward the area where Officer Taylor can be seen standing in the street. The suspect vehicle then straightened out and fled the scene W/B on E. 22<sup>nd</sup> Street. At some point between the time where the suspect vehicle collided with the parked vehicle and when it cleared the front of his police vehicle, Officer Taylor fired [REDACTED] rounds at the suspect from his service pistol before the suspect fled W/B on E. 22<sup>nd</sup> Street. It was later discovered that [REDACTED] rounds struck the suspect vehicle in the driver's door.

The suspect then led police on a lengthy pursuit from National City, over the Coronado Bridge into the City of Coronado, and then back onto the Coronado Bridge where the suspect lost control of his vehicle while passing another vehicle and collided into both the side and middle barricades of the bridge. After the collision the suspect remained in the vehicle for a couple of minutes before eventually emerging, climbing over the hood of the vehicle, and attempting to flee on foot. Officers Hernandez and Ballardo tackled the suspect to the ground and he was taken into custody after a brief struggle.

It was later learned the suspect, Michael Angel Osuna and the female, [REDACTED] were boyfriend and girlfriend and the vehicle Osuna fled in was registered to [REDACTED]. Prior to the incident, Osuna and [REDACTED] were at "Stoney's Bar" where they consumed numerous alcoholic beverages to the point of inebriation. Osuna took [REDACTED] to her vehicle and she slept in the vehicle while Osuna continued to drink at the bar and would periodically check on [REDACTED]. This was discovered from the surveillance video captured at the bar and later retrieved by NCPD Detectives. I viewed this video and a copy is attached to this investigation.

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Osuna was booked into County Jail for assault with a deadly weapon on a police officer, and felony evading. The District Attorney's Office issued the charge of felony evading and will add any alcohol related charges once the toxicology reports are available. On 06-07-11, I received a copy of the toxicology results. According to the results, Osuna's blood alcohol content [REDACTED]

On 06-14-11, I learned from Detective Bavencoff that Osuna plead guilty to felony evading, and driving while intoxicated and will be sentenced to 32 months to 4 years in prison.

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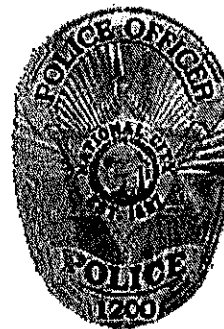
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**ALLEGATIONS:**

There are no immediate allegations associated with this investigation. This is an administrative review of the officer involved shooting.

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**INVESTIGATION:**

On 05-06-11, at about 2352 hours, I received a telephone call from Lieutenant Jose Tellez on my assigned work cell phone. I was at home when I received the call. Lt. Tellez informed me that I was being called out due to an officer involved shooting. Lt. Tellez provided me with the limited information he had at the time. Lt. Tellez told me that officers were investigating some type of sexual assault, possibly a kidnapping of a female. The suspect vehicle was located and there was a short pursuit and the suspect stopped. A "[REDACTED]" was conducted at which point the suspect drove away again. As he was fleeing he drove toward a police officer and the officer shot at the suspect. Lt. Tellez told me the suspect was not hit.

I arrived at the scene at 0051 hours. I attended a briefing of the incident along with NCPD Investigations Division personnel. Acting Sergeant Aydelotte briefed us all on what had occurred. Acting Sergeant Aydelotte said at 2243 hours, NCPD Dispatch received a call of an urgent "[REDACTED]" (person down) female at E. 24<sup>th</sup> Street and "D" Avenue. The female was reported to be underneath a white "[REDACTED]" and did not have any pants on. Several citizens were on scene with the female and the suspect was gone. The female was non-responsive. The suspect was last seen E/B on E. 24<sup>th</sup> Street toward Highland Avenue.

Acting Sergeant Aydelotte said he checked for the suspect vehicle. Officer Cardoza advised over the police radio that the suspect vehicle was N/B on "D" Avenue from E. 24<sup>th</sup> Street. Acting Sergeant Aydelotte spotted the vehicle as it pulled into a parking lot at one of the apartment complexes in the area. Acting Sergeant Aydelotte said he "lit up" the vehicle to conduct a traffic stop. The suspect drove off N/B on "D" Avenue. The suspect turned from N/B "D" Avenue to W/B E. 22<sup>nd</sup> Street and yielded along the north curb line in the 300 block, behind white sports utility vehicle.

Acting Sergeant Aydelotte initiated a "[REDACTED]" stop. The suspect put the keys to the vehicle on the roof, but refused to exit the car. The suspect repeatedly brought his hands in and out of the open driver's side window. The suspect reached

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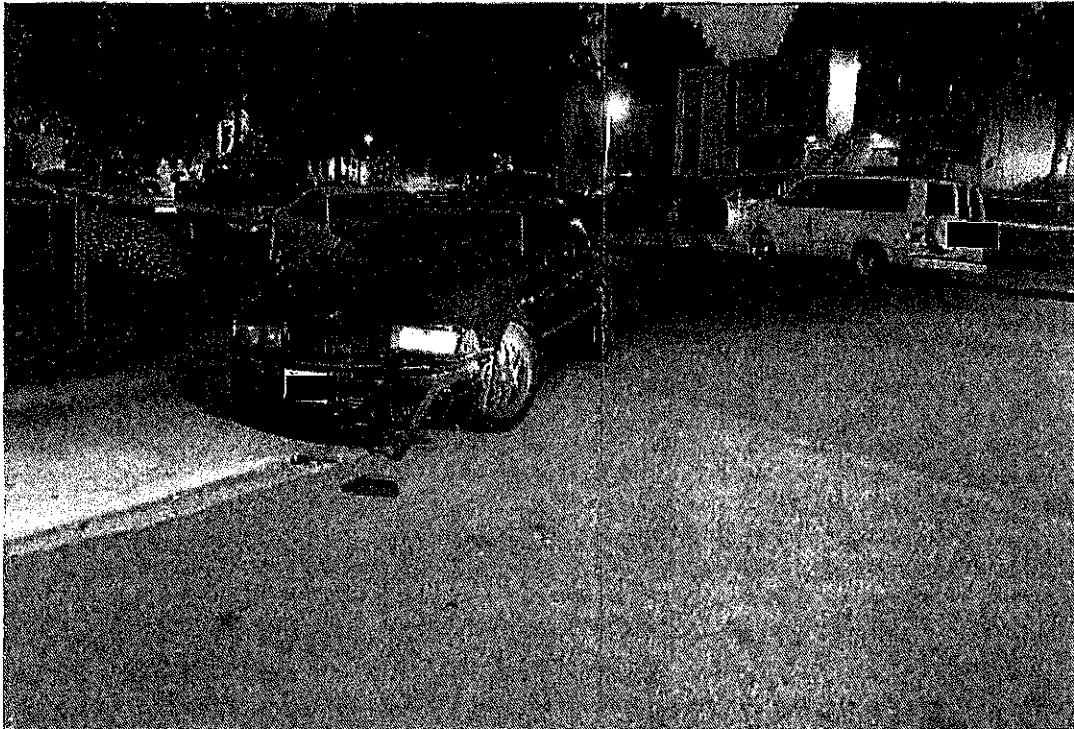
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around inside of the passenger compartment of the vehicle and would not cooperate with officers' commands. Acting Sergeant Aydelotte directed units to block off the street and requested air support. An attempt was made to subdue the suspect with the use of a [REDACTED] After about 20-30 minutes of ordering the suspect out of the vehicle in both English and Spanish, the suspect retrieved the vehicle's keys from the roof and drove off W/B on E. 22<sup>nd</sup> Street.

As the suspect got to the area of E. 22<sup>nd</sup> Street and "C" Avenue he collided with a parked [REDACTED] along the north curb line of E. 22<sup>nd</sup> Street.



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After striking the [REDACTED] the suspect turned the vehicle toward Officer Jason Taylor's location and he fired [REDACTED] rounds in a north easterly direction at the vehicle striking the driver's side door. The suspect continued to flee and a pursuit ensued N/B on I-5 to the City of Coronado via the Coronado Bridge. The suspect drove around Coronado then got back on the bridge. The suspect ultimately crashed on the bridge and was taken into custody.

Acting Sergeant Hernandez said he obtained a safety statement from Officer Taylor. Officer Taylor told Acting Sergeant Hernandez the vehicle came at him and he fired [REDACTED] rounds in a north easterly direction.

After being briefed, Acting Sergeant Aydelotte walked us through the scene. As I walked through the scene, I drew a rough sketch of what I saw. We walked the scene from east to west on E.22<sup>nd</sup> Street. The sketch I drew and later recreated on the computer depicted the scene as I saw it when I arrived. There were numerous vehicles parked along the north and south curb lines of E.22<sup>nd</sup> Street. The south side of E.22<sup>nd</sup> Street is a large residential apartment complex. The north side of E. 22<sup>nd</sup> Street consists of residential houses.

At the intersection of E.22<sup>nd</sup> Street and "C" Avenue I saw a black [REDACTED] with damage to the driver's side and front end. There is a manhole in the street and next to the manhole I saw two expended shell casings. I documented the vehicles and shell casings on my rough sketch. The computer version of the rough sketch is shown below.

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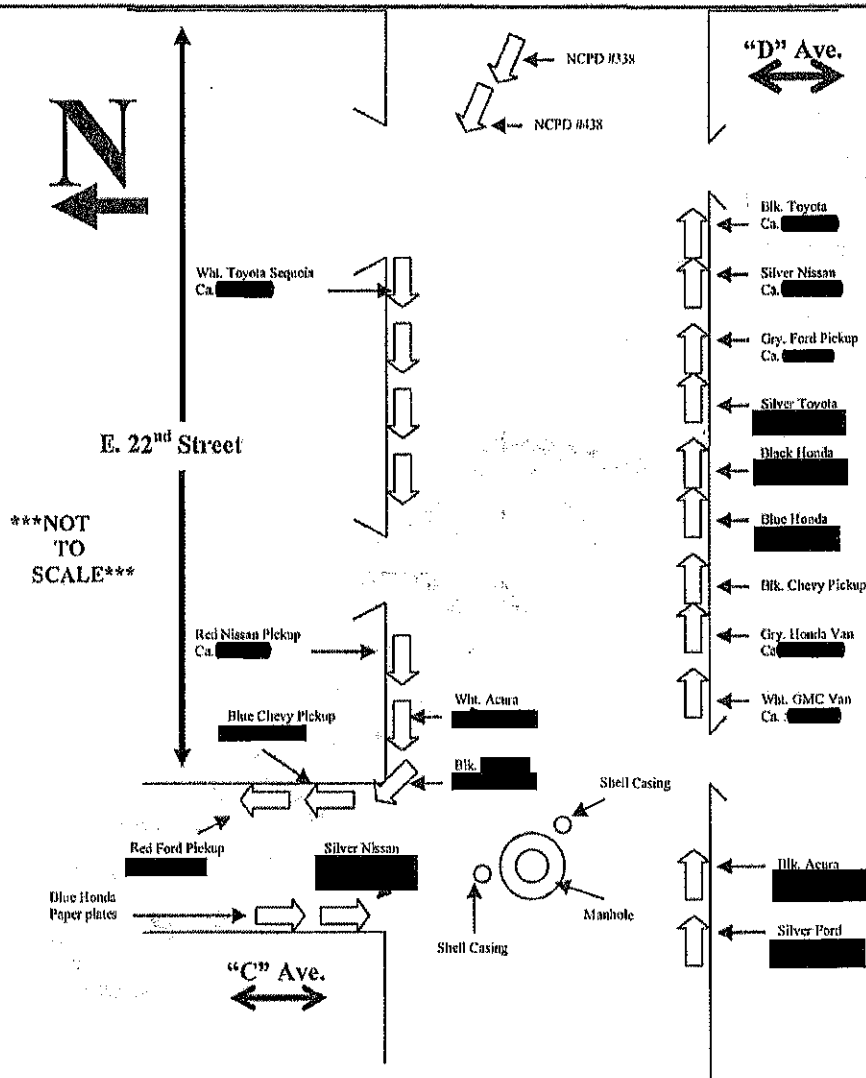
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At the time of the incident it was dark out. There was some ambient light coming from the street lights and apartment complex. In my opinion the lighting conditions were fair at best. I still needed to use my flashlight to determine the colors of some of the parked vehicles.

After walking through the scene, I responded to NCPD to meet with Detective Bavencoff. Detective Bavencoff told me he was going to meet with Officer Taylor and his attorney to inquire about interviewing Officer Taylor. I waited in the Investigations Division for Detective Bavencoff to return. When he returned, Detective Bavencoff told me he was going to interview Officer Taylor on 05-09-11. I asked Detective Bavencoff to forward me a copy of the interview CD-R when he was done.

I later received a copy of the interview CD-R along with a copy of the [REDACTED] [REDACTED]. In addition to this, I received a CD-R containing a copy of the 911 call and the police radio transmissions for the incident from Detective Frank Klos.

Since all of the reports were not yet completed for me to review, I waited until they were all done before resuming this investigation.

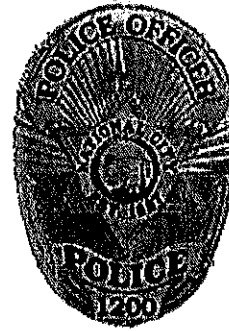
On 06-01-11, I made copies of the available police reports. The only reports still outstanding were Detective Klos' supplemental regarding the crime scene, Detective Wilkins report regarding Osuna and [REDACTED] drinking at Stoney's Bar, and Crime Scene Specialist Leann Kirkendall's regarding the processing of the suspect vehicle. I later received the outstanding reports and reviewed them.

In addition to the above, I collected a copy of the press release completed by Lieutenant Boegler, the watch commander log for 05-06-11, a copy of the CAD printout for the incident, copies of the related NCPD Operating Procedures, and Rules and Regulations. I also printed out a copy of the *Graham v. Connor* United States Supreme Court Decision concerning use of force. All of these are attached to this investigation.

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[REDACTED]

During the video I saw Acting Sergeant Aydelotte's vehicle positioned [REDACTED] [REDACTED]. Directly across the street to the south, I saw Officer Paul Hernandez in a position of [REDACTED]. Officer Hernandez is [REDACTED] to the driver's side of the suspect vehicle. Throughout the entire stop, the suspect can be seen putting his hands in and out of the driver's door window and moving around in the passenger compartment of the vehicle. It is said over the police radio multiple times that the suspect is not cooperating with officers.

Acting Sergeant Aydelotte advises over the police radio that the suspect retrieved the keys from the roof of the vehicle. Shortly after this the suspect vehicle backs up and then drives off W/B at a high rate of speed. As the suspect travels W/B Officer Taylor's position comes into view. Officer Taylor is standing in the street at the intersection of E. 22<sup>nd</sup> Street and "C" Avenue. Officer Taylor is to the west of two police vehicles that are parked blocking traffic on E. 22<sup>nd</sup> Street. Officer Taylor is standing closer to the south side of the intersection. As the suspect vehicle approached his location rapidly, Officer Taylor appeared to draw his service pistol and move in a slight north westerly direction out away from the patrol vehicles.

As the suspect continued to speed toward the police vehicles blocking the street it looked as though the suspect was going to collide into them. At the last second, the suspect swerved to the right and collided into a parked car at the north east corner of E. 22<sup>nd</sup> Street and "C" Avenue. This parked car is directly in front of Officer Taylor's patrol car. The force of the collision pushed the parked car forward and enabled the suspect to squeeze between the parked car and Officer Taylor's patrol vehicle. At this point the suspect vehicle is facing in a slight north westerly direction. It appeared Officer Taylor had his gun pointed at the suspect vehicle as it squeezed between his car and the parked

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vehicle. As the suspect vehicle cleared the front of Officer Taylor's patrol car, it changed direction when the suspect made a left turning movement that caused the vehicle to start turning toward the south. Officer Taylor started retreating by walking backward. I could not determine exactly when Officer Taylor fired at the suspect vehicle from watching the video. I spoke with Detective Klos about the video. Detective Klos said it was his opinion that Officer Taylor fired at the suspect vehicle at the 23:15:36 mark of the video although this could not be determined as an absolute certainty. Detective Klos felt this way because at this point in the video, Officer Taylor can be seen extending his arms briefly then he retreated.

On 06-07-11, I received a copy of the toxicology results. According to the report, Osuna's blood alcohol content was [REDACTED]. A copy of these results is attached to this investigation. I went to the records division and located Crime Scene Specialist Kirkendall's supplemental reports. I made copies of these reports which are attached to this investigation. I reviewed these reports and I requested copies of the scene photographs and the photographs of the suspect vehicle from NCPD Property and Evidence. I later received three CD-R's containing the requested photographs. I reviewed these photographs.

The suspect vehicle was damaged as a result of the collision on the Coronado Bridge. Refer to the below photograph for additional details on the damage to the vehicle.

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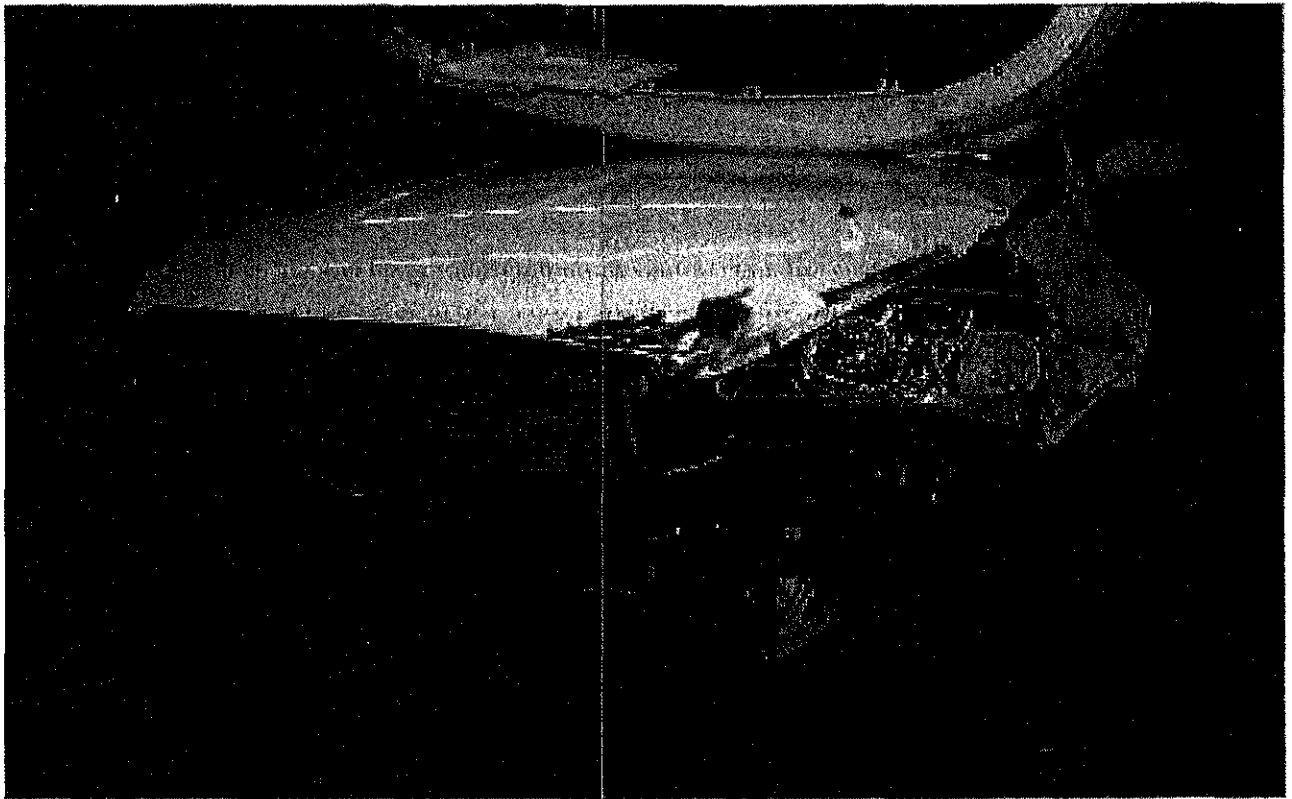
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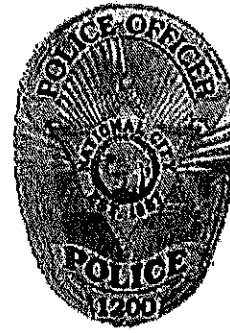
View of the front end of the suspect vehicle.

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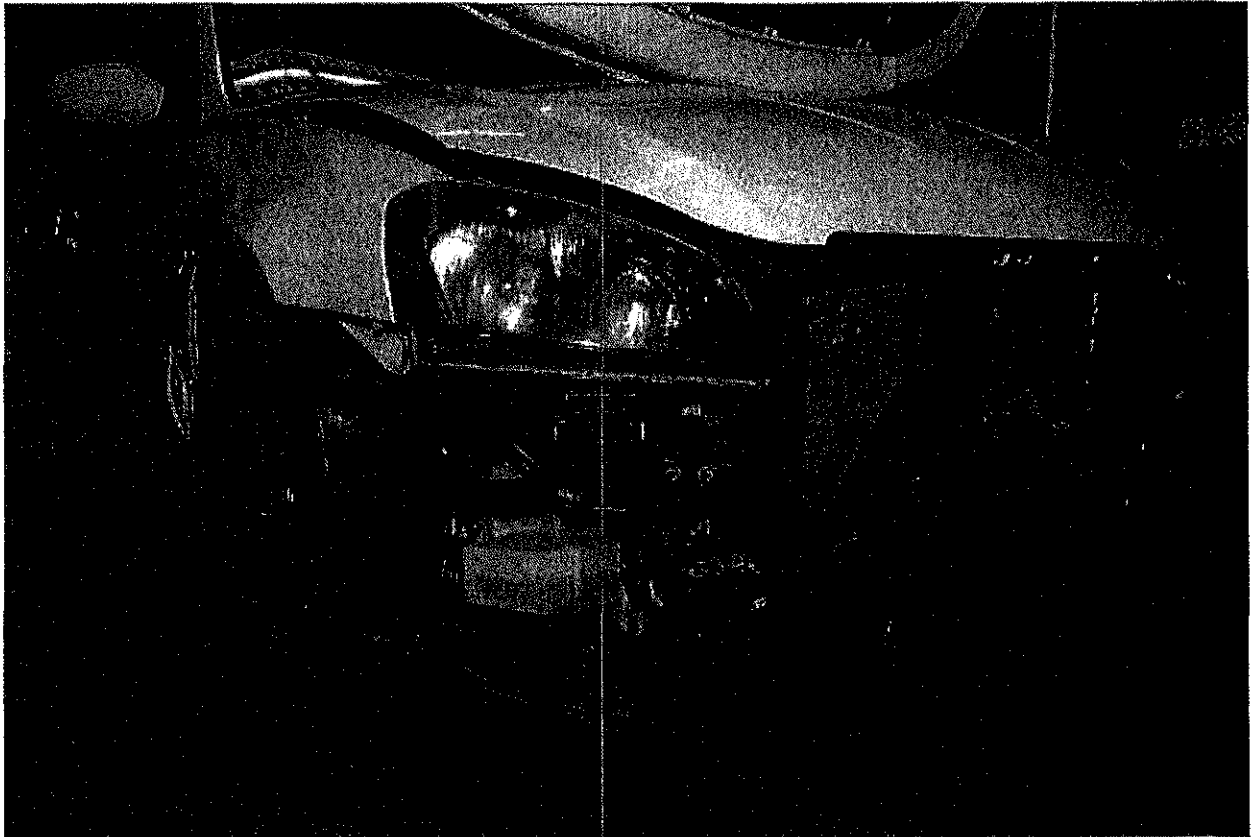
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The front end of the suspect vehicle sustained major damage as a result of the collision.

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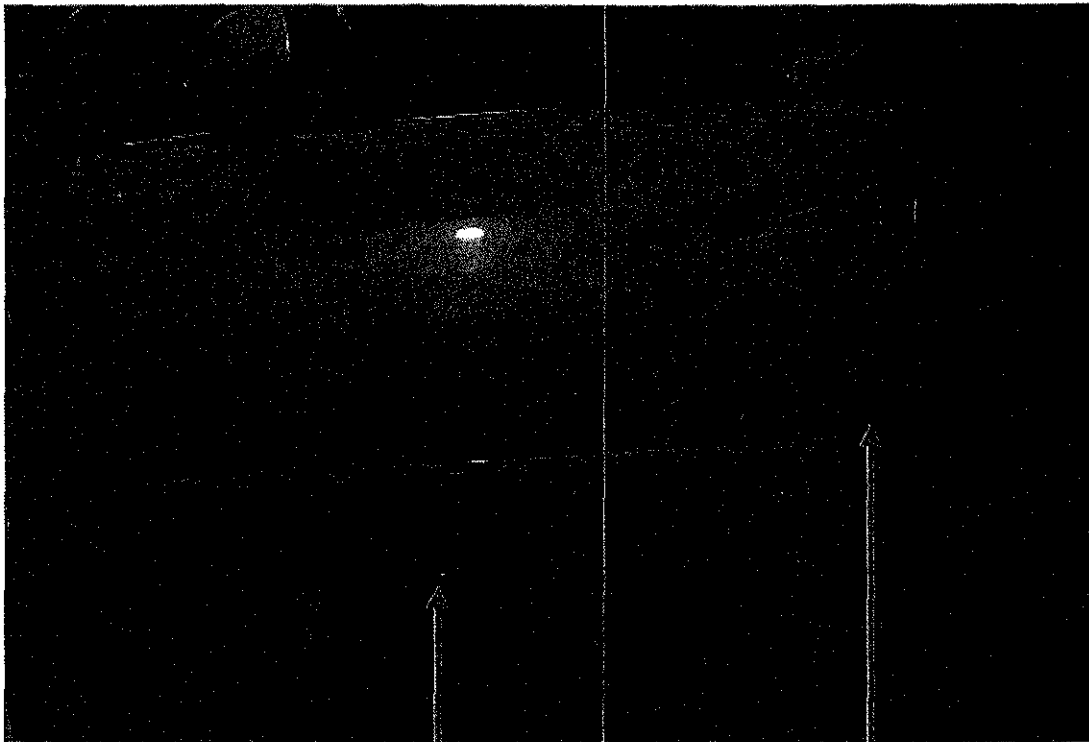
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Bullet Hole "A"

Bullet Hole "B"

Officer Taylor's rounds struck the suspect vehicle in the driver's door. C.S.S. Kirkendall labeled the bullet holes in the door with the letters "A" and "B." Bullet hole "A" is located closest to the front of the vehicle. Bullet hole "B" is located higher up on the door below the door handle. For the exact measurements refer to C.S.S. Kirkendall's report.

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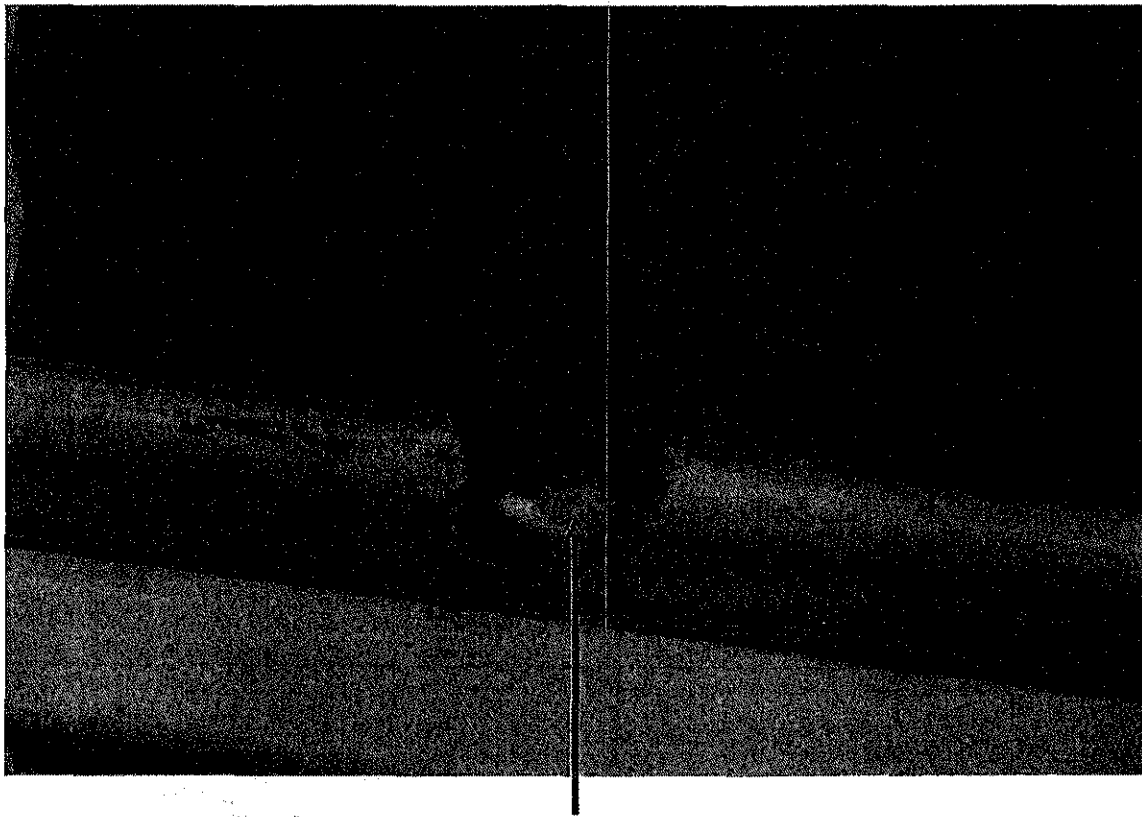
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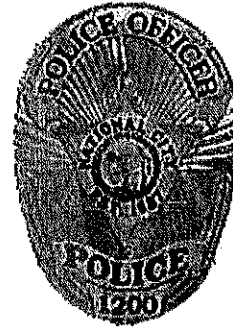
Impact Mark

Bullet "A penetrated the driver's door and impacted the bottom of the door frame

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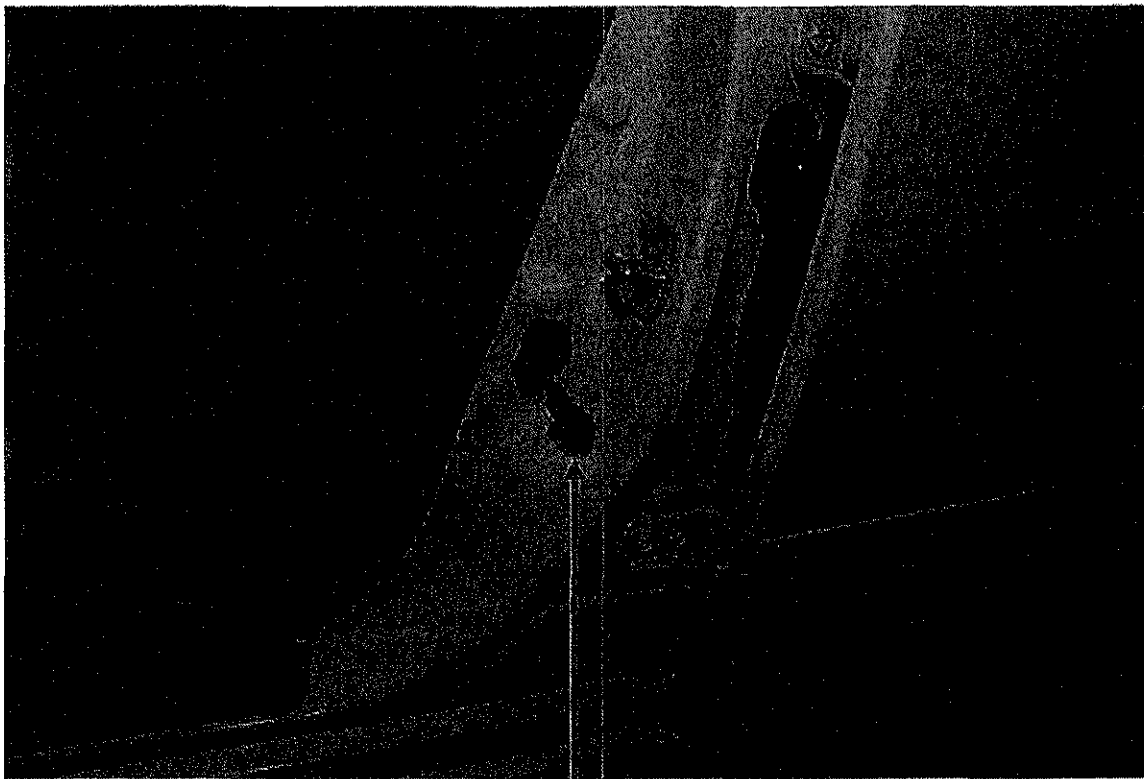
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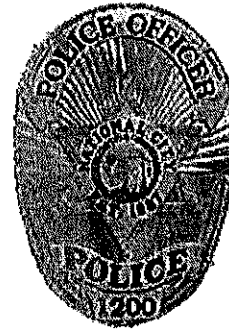
Impact Mark

Bullet "B" penetrated the driver's door and impacted with the interior door frame below the door latch.

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Per the trajectory rods placed into the bullet holes, the rounds entered the door at a slight angle. The rounds entered the door angled in a front to back trajectory.

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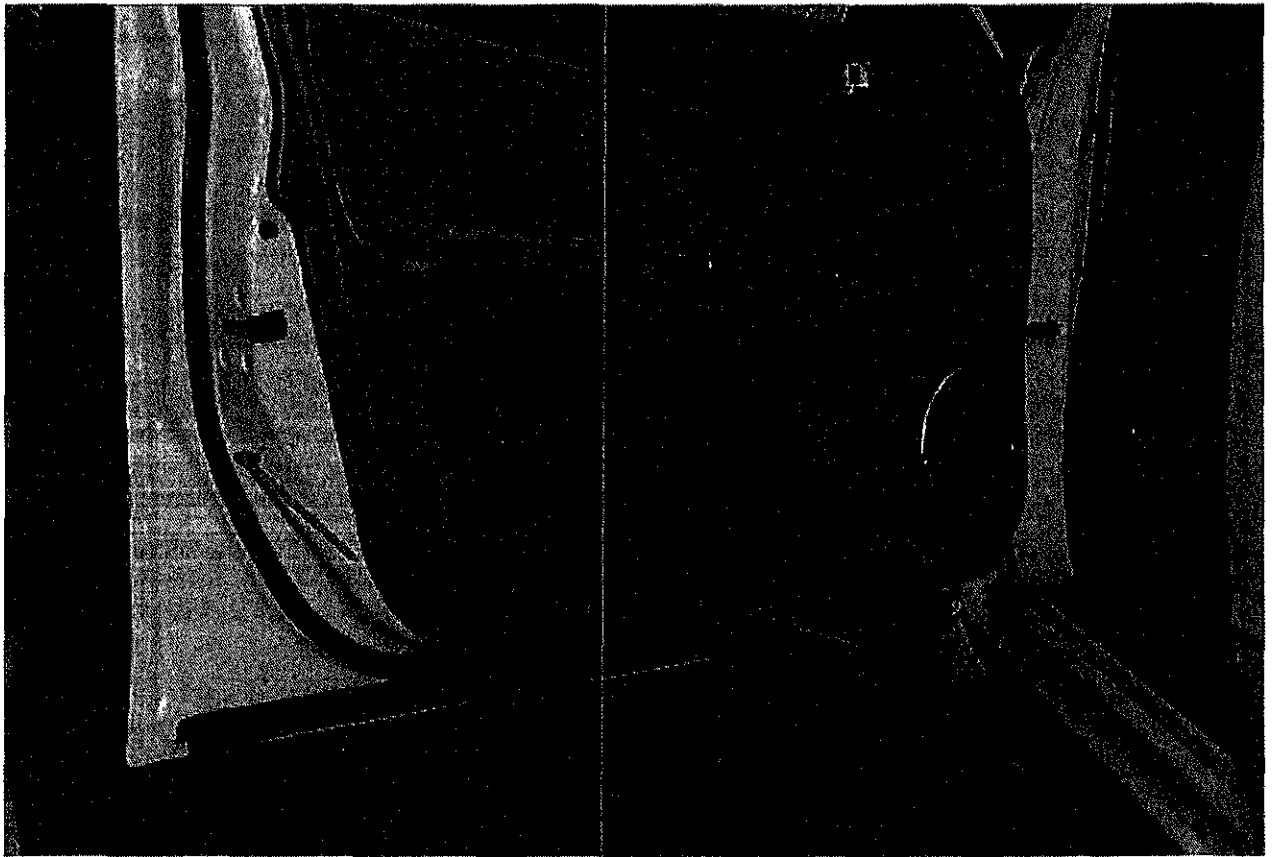
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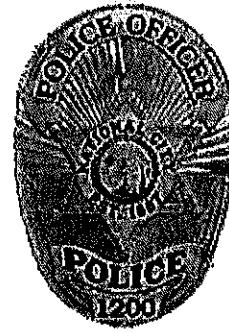


In addition to the slight front back angle, both rounds also traveled in a slight downward trajectory.

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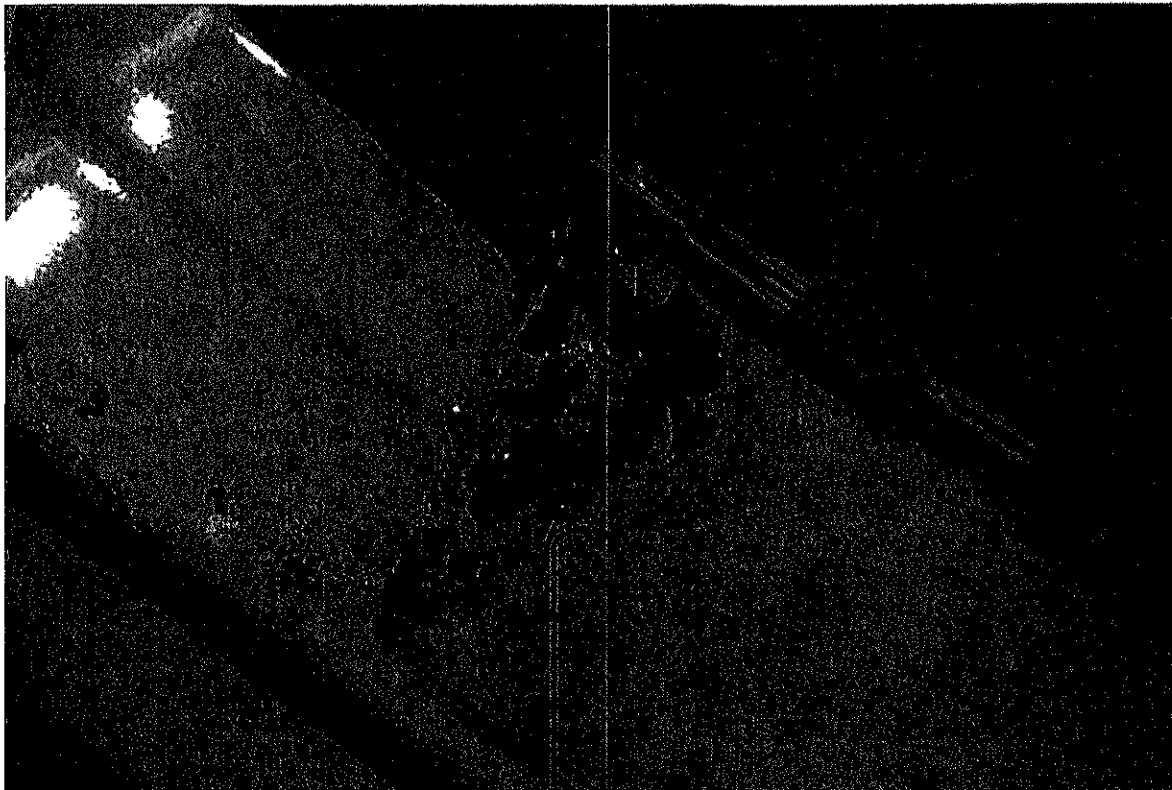
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Bullet Fragments

The bullets fragmented upon impact and as they penetrated the door. Several of these fragments were recovered from inside of the vehicle.

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**SUBJECT OFFICER INTERVIEW:      Jason Taylor**

*The following is a synopsis of Officer Taylor's interview. Officer Taylor was interviewed by Lieutenant Craig Boegler and Detective David Bavencoff on 05-09-11 at 0938 hours. Officer Taylor's attorney, Charles Walker was present during the interview. The below synopsis was taken from the recording of interview.*

Officer Taylor remembered the call regarding the incident as a check the welfare call of a partially clothed female that was found underneath a truck. Officer Taylor did not remember who was assigned as the primary officer to the call but Officer Taylor had already started heading in the direction of the call.

Officer Taylor responded from the area of E. 18<sup>th</sup> Street and Palm Avenue. Officer Cardoza advised over the police radio that a witness pointed out the suspect vehicle. Acting Sergeant Aydelotte advised he was behind the suspect vehicle and the vehicle was not yielding. Officer Taylor was on Highland Avenue at about E. 24<sup>th</sup> Street. Officer Taylor drove N/B on Highland Avenue trying to anticipate where the suspect vehicle was going. Officer Taylor drove W/B on what he believed was E. 21<sup>st</sup> Street and ended up on E. 22<sup>nd</sup> Street.

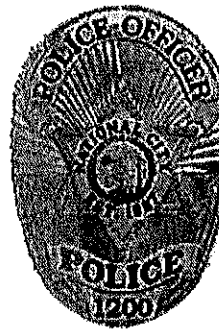
Officer Taylor said there was already two police units at the location where the suspect vehicle stopped in the area of E. 22<sup>nd</sup> Street and "D" Avenue. The units on the stop advised they needed a third unit at the stop so Officer Taylor started in that direction. Officer Paul Hernandez arrived at the stop before Officer Taylor so he went around to E. 22<sup>nd</sup> Street and "C" Avenue to block traffic. When Officer Taylor arrived at E. 22<sup>nd</sup> Street and "C" Avenue, the other officers started the "[REDACTED]" and began giving orders to the suspect. The officers were telling the suspect, "Let me see your hands." Officer Taylor saw the suspect put one of his hands out of the window. Officer Taylor heard Acting Sergeant Aydelotte tell the suspect to put the other hand out of the window.

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The suspect did not comply and Officer Taylor heard Acting Sergeant Aydelotte advise over the police radio that the suspect was not cooperating and was moving around inside of the vehicle reaching for the center console. Officer Taylor estimated this went on for about 10 minutes. The police helicopter arrived on scene and lit up the vehicle. The officers in the helicopter advised they could see the suspect but could not tell what he was doing. Acting Sergeant Aydelotte continued to give commands to the suspect and at one point he asked for a [REDACTED] gun. Lieutenant Keith Fifield brought a [REDACTED] gun to the scene. There was some type of [REDACTED] with the [REDACTED] gun and officers [REDACTED]

Officer Taylor heard Acting Sergeant Aydelotte advise the suspect retrieved the keys from the top of his vehicle and maybe preparing to start his vehicle. Officer Taylor saw the headlights to the suspect vehicle turn on and the suspect began driving W/B toward Officer Taylor's location. Officer Taylor said the suspect started off slowly as he pulled out then started accelerating toward Officer Taylor's location. Officer Taylor explained he was standing behind two patrol vehicles. Corporal Ballardo had arrived at Officer Taylor's location and their vehicles were parked adjacent to each other [REDACTED]. Officer Taylor removed his duty pistol and pointed it at the suspect in the vehicle.

Officer Taylor did not know if the suspect saw him because he has a [REDACTED] on his pistol, but at the last second the suspect swerved out of the way and collided with a parked vehicle along the north curb line of E. 22<sup>nd</sup> Street. Officer Taylor thought at that time the suspect had collided with both his patrol vehicle and the parked vehicle. Officer Taylor said he was afraid that the patrol car was going to propel into him and that the suspect was going to turn his vehicle and try to take him out so he fired [REDACTED] rounds at the suspect.

The suspect appeared to slouch over and that is when Officer Taylor stopped shooting. The suspect vehicle coasted and as it passed Officer Taylor, the suspect accelerated from the scene. Corporal Ballardo jumped into his vehicle and pursued the

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suspect. Officer Taylor said he was in shock so he hesitated for a second then got into his car and drove after Corporal Ballardo.

Officer Taylor thought he was the fourth car in the pursuit. Corporal Ballardo was calling the pursuit. The pursuit ended up on I-5 N/B but Officer Taylor was not completely sure the route the suspect took to get to I-5. The pursuit went N/B on I-5 to the Coronado Bridge. The suspect took the bridge into the City of Coronado.

*At this point in the interview, Officer Taylor broke down and could not talk. After a few seconds Officer Taylor composed himself and continued with his statement.*

Once in the City of Coronado, the suspect took the first right past the bridge. Officer Taylor believed the street was called Glorietta. The suspect then circled around attempting to get back on the bridge. The suspect made it back to the bridge and started back toward the I-5. As he was passing a vehicle on the bridge, the suspect lost control and collided on the bridge. The suspect exited the vehicle and ran. Officer Taylor and a SDPD Officer on scene cleared the suspect vehicle while other officers tackled the suspect. The suspect was thrashing around and struggling with the officers. Officer Taylor assisted by holding down the suspect's ankles and he was taken into custody.

Detective Bavencoff asked Officer Taylor if he was surprised to find out he had not hit the suspect when he shot at him. Officer Taylor said he was because he believed he had shot the suspect by the way he reacted after the rounds were fired.

Officer Taylor could not see the suspect vehicle during most of the pursuit. Officer Taylor did not see the suspect vehicle until they were coming back across the bridge and the suspect collided with the center divide.

Detective Bavencoff went back over Officer Taylor's statement with him. Detective Bavencoff paraphrased his statement and asked Officer Taylor to speak up if he got something wrong. Officer Taylor was not dispatched to the call but he responded to assist. Officer Taylor responded and was going to assist on the vehicle stop, but Officer  
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Hernandez got there first so Officer Taylor drove to E. 22<sup>nd</sup> Street and "C" Avenue to block traffic. Officer Taylor was the first unit at this location. Officer Taylor positioned his vehicle to block the street as best he could. Officer Taylor's vehicle was facing at an angle N/B. Corporal Ballardo arrived on scene, parked his vehicle facing W/B on E. 22<sup>nd</sup> Street and met up with the other officers at the vehicle stop. Acting Sergeant Aydelotte asked Officer Taylor to reposition Corporal Ballardo's vehicle. Officer Taylor backed Corporal Ballardo's vehicle up toward the back of his vehicle near a fire hydrant. Officer Taylor said he was trying to make his barricade as fortified as possible so if the suspect fled he would either have to collide with the fire hydrant, parked cars or the police vehicles.

Officer Taylor said he positioned himself by Corporal Ballardo's vehicle and was trying to watch the suspect as well as keep pedestrians away from the scene. When Acting Sergeant Aydelotte advised the suspect was preparing to flee, Officer Taylor said he moved to where the [REDACTED] and took up a position [REDACTED]. As the suspect vehicle began driving at him, Officer Taylor back peddled because he was not sure what the suspect was going to do. As the suspect began accelerating Officer Taylor went at an angle toward Corporal Ballardo's vehicle. At the last second the suspect swerved and took out the parked vehicle.

Officer Taylor could not see the position of the officers conducting the [REDACTED] because of the spot lights from the police vehicles. Officer Taylor said this is why he did not fire as the suspect vehicle was speeding toward him because he did not want to shoot one of the officers. Only after the vehicle swerved to the right did Officer Taylor have a clear shot at the suspect vehicle. Officer Taylor thought he was the only officer present at his location.

*At this point in the interview Officer Taylor is shown an aerial photograph of the scene and asked to indicate where he was located. Officer Taylor does this and a copy of this picture is attached to this investigation.*

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Officer Taylor saw the suspect vehicle collide with a parked vehicle and at the time thought the suspect had also collided with his vehicle. Officer Taylor later learned when he looked at his vehicle after the pursuit that it did not have any damage. Officer Taylor did not see the vehicle he was driving until Officer Cardoza brought it to the station. Officer Taylor said after the pursuit he had accidentally gotten into Officer Cardoza's vehicle and driven it back to NCPD.

Officer Taylor said he felt the suspect was going to try to take him out and that is why he fired at him. Detective Bavencoff asked Officer Taylor if he felt the suspect was going to try to run him over and Officer Taylor said this is what he felt.

Officer Taylor estimated the suspect was approximately a car length away from him when he fired at him. Officer Taylor said he was back peddling when he fired at the suspect vehicle as the suspect was forcing his way between the parked car and his police vehicle.

As the suspect was approaching his location, Officer Taylor felt there was not a way the suspect could get out of there unless he took out the cars or Officer Taylor. Officer Taylor said he fired at the suspect vehicle as the collision was occurring. After he fired at the suspect, the suspect vehicle coasted W/B then the suspect accelerated and fled the scene.

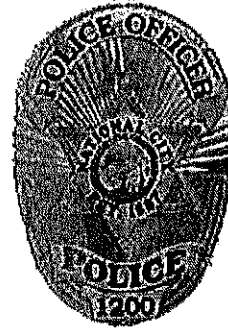
After the pursuit, Acting Sergeant Hernandez told Officer Taylor to return to the station. Officer Taylor did this and waited with Officer Barawed. Officer Taylor was later taken to the scene by Acting Sergeant Hernandez to provide a safety statement.

Prior to this incident, Officer Taylor had eaten food consisting of two hot dogs, some chips and a drink. Officer Taylor slept normally the night before his shift and had not consumed any alcoholic beverages after his previous shift or before his shift on 05-06-11. Officer Taylor said he does not consume alcoholic beverages on the days he works. [REDACTED]

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██ Prior to the incident Officer Taylor responded to a ██████████ call where a ██████████ 2 years ago at a music studio, a burglary at a condo complex that resulted in four separate reports, and a couple of party calls.

*At this point in the interview, Lieutenant Boegler went back over some of the details with Officer Taylor in order to create an accurate picture of what happened.*

Officer Taylor confirmed he was standing near Corporal Ballardo's vehicle. As the suspect started the vehicle, Officer Taylor believed that Acting Sergeant Aydelotte told Officer Taylor to take cover in case something happened. At that point, Officer Taylor said he thought Acting Sergeant Aydelotte said this because one of the officers on the stop was going to shoot at the suspect vehicle. Officer Taylor took cover where the ██████████. When Officer Taylor saw the lights of the suspect vehicle come on.

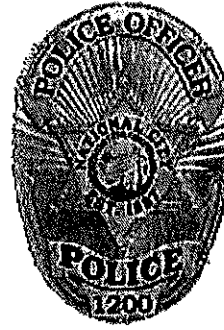
Officer Taylor believed he was back pedaling away from his vehicle when the collision occurred with the suspect vehicle and that is when he fired ██████ rounds at the vehicle. Officer Taylor was moving in a westerly direction away from his vehicle, but he was not sure how far away from his vehicle he was when he fired at the suspect. Initially Officer Taylor thought the suspect had also collided with his vehicle. After the collision the suspect started to turn toward Officer Taylor so he fired at the suspect because he thought the suspect was trying to kill him. Officer Taylor remembered that he fired ██████ rounds at the suspect.

Officer Taylor did not fire at the suspect vehicle after it passed his location and fled the scene.

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**CONCLUSIONS/FINDINGS:**

I reviewed the 911 recording of the telephone call to NCPD regarding this incident, the recordings of the police radio transmissions, the video [REDACTED] during the time that the suspect drove toward the officer, the completed police reports, and the taped interview of the officer who fired the shots at the suspect during this incident. Based on the physical, circumstantial, and statement evidence reviewed during this investigation, the following is a factual synopsis of the incident:

On 05-06-11, at 2243 hours, NCPD Dispatch received a 911 emergency telephone call regarding a female subject at E. 24<sup>th</sup> Street and "D" Avenue who was drunk or "high" and naked from the waist down. The caller reported that the female was lying underneath a vehicle and looked "pretty bad." The caller described the vehicle the female was under as a white [REDACTED] license plate number [REDACTED]

At 2246 hours, NCPD Dispatcher Marie Hernandez dispatched Officer Paul Hernandez and Officer Andrea Gonzalez to the call. Both officers answered and proceeded to the call. At 2248 hours, Officer Matt Cardoza asked dispatch to send him the call and then he advised he was in the area. Officer Cardoza told dispatch he was being flagged down in (what sounded like) the 500 block of E. 24<sup>th</sup> Street. The dispatcher acknowledges this but repeated Cardoza's location as 700 E. 24<sup>th</sup> Street.

At 2249 hours, Officer Cardoza told dispatch the female was dropped off by the [REDACTED] which left the scene E/B on E. 24<sup>th</sup> Street. Officer Cardoza confirmed the female he had located was not wearing any pants.

At 2250 hours, Officer Cardoza requested an ambulance. Officer Cardoza told dispatch that witnesses reported the suspect vehicle was now N/B on "F" Avenue and they reported that the suspect vehicle had tinted windows. Officer Cardoza then advised the suspect vehicle was setting up to turn N/B on "D" Avenue and was occupied by a Hispanic male. Acting Sergeant Derek Aydelotte advised he was at that intersection and

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he was behind the suspect vehicle. Acting Sergeant Aydelotte then advised the vehicle was failing to yield to him and was N/B on "D" Avenue.

At 2252 hours, Officer Cardoza advised the suspect vehicle was stopped in the 300 block of E.22<sup>nd</sup> Street. He advised that a [REDACTED] was in progress. The [REDACTED] stop of the suspect lasted for approximately 23 minutes. During that time, officers (Primarily Acting Sergeant Aydelotte), advised dispatch numerous times that the suspect was not complying with their orders, he was reaching around the passenger compartment of the vehicle, and at one point, Acting Sergeant Aydelotte advised dispatch the suspect retrieved a bag from the backseat of the vehicle.

The tapes and CAD printout confirmed that during the stand off with the suspect, officers advised dispatch at least 20 times that the suspect was uncooperative, he was making furtive movements inside of the vehicle including the center console and backseat, all the while refusing the officers' commands to exit the car.

[REDACTED]  
[REDACTED] the suspect can clearly be seen repeatedly moving his hands in and out of the open vehicle window from where he was seated at the driver's door. At the end of the 23 minute standoff, the suspect backed up slightly toward the police units that were behind him, then fled the [REDACTED] stop by driving W/B on E. 22<sup>nd</sup> Street at a high rate of speed toward E.22<sup>nd</sup> Street and "C" Avenue where other officers were standing behind their cars in the street.

Dispatch tapes and police officer statement evidence confirm the [REDACTED]. At 2315 hours, Acting Sergeant Aydelotte advised that the suspect retrieved the keys from the roof of the vehicle, re-started the vehicle, and drove off W/B on E.22<sup>nd</sup> Street.

At the point in time when the suspect fled the scene of the stop, [REDACTED] and statement evidence, as well as physical evidence later recovered, showed that Officer Jayson Taylor and Corporal Damian Ballardo were parked with their marked  
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police vehicles [REDACTED] on E. 22<sup>nd</sup> Street, approximately half a block west of the [REDACTED] stop. Statement evidence and the position of their vehicles confirmed the officers had parked in a position to [REDACTED]  
[REDACTED]  
[REDACTED]

At this point the incident becomes fluid, and the critical events evolve in rapid succession. The [REDACTED], corroborated by the officers' statements and the physical evidence at the scene, clearly showed that the suspect accelerated rapidly and fled westbound on E. 22<sup>nd</sup> St., heading toward the parked marked police cars and the officers who were outside and behind the cars. The [REDACTED] clearly showed the suspect vehicle heading directly at the officers who were behind their cars. At the last moment, just as it appeared that the suspect was going to run into the police cars, the suspect swerved to the right, in what appeared to be an attempt to negotiate a narrow gap between Officer Taylor's marked police car and a parked car at the N/E corner of the intersection.

As the suspect violently collided with the parked car, the suspect came so close to hitting the police vehicle that both officers would later recount their belief that the suspect had actually collided with Officer Taylor's marked police car. The force of the collision pushed the citizens' parked vehicle forward, allowing just enough room for the suspect to squeeze between the parked vehicle and Officer Taylor's patrol vehicle. By freezing the very brief moment in time of the collision, the video footage, corroborated by the statement evidence, showed the suspects' vehicle proceeding in a slight north and westerly direction at the northeast corner of the intersection. As the suspect vehicle smashed into the parked car and came within what appears to be just inches of the front end of Officer Taylor's vehicle, the suspect vehicle pushes through the gap between Officer Taylor's police car and the parked car. The suspect vehicle immediately swerved left and briefly toward the southwest, toward the area where Officer Taylor can be seen standing in the street to the west of his police vehicle.

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Based on the video footage and statement evidence, as well as an examination of the trajectory of the rounds that penetrated the left side lower door of the suspect vehicle, a "stop frame" or critical analysis is required to address this brief moment during the event. At this point, as the suspect vehicle recovered from the collision with the parked car and cleared the front of Officer Taylor's police vehicle, the suspect's car can be seen swerving slightly southwest toward where Officer Taylor was standing. At that brief moment before the suspect vehicle can be seen to swerve west and flee westbound on E.22<sup>nd</sup> Street, Officer Taylor told investigators that he feared that he may be run over by the suspect so he fired [REDACTED] rounds at the suspect vehicle from his service pistol. It was later discovered that [REDACTED] rounds struck the suspect vehicle in the driver's door.

The suspect then led police on a lengthy pursuit from National City, over the Coronado Bridge and into the City of Coronado. The suspect drove back onto the Coronado Bridge where he lost control of his vehicle while passing another vehicle. He collided into both the side and middle barricades of the bridge. After the collision the suspect remained in the vehicle for a couple of minutes before eventually emerging, climbing over the hood of the vehicle where he attempted to flee again, this time on foot. Officers Hernandez and Ballardo tackled the suspect to the ground, where he was taken into custody after a brief struggle.

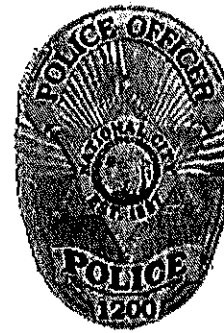
It was later learned the suspect, Michael Angel Osuna and the female, [REDACTED] were boyfriend and girlfriend. The vehicle Osuna used to flee from the officers was registered to [REDACTED]. Investigation revealed that Osuna and [REDACTED] were at "Stoney's Bar" prior to the incident. They both consumed large amounts of alcoholic beverages - to the point where [REDACTED] passed out. Osuna took [REDACTED] to her vehicle where she slept while Osuna went back into the bar and continued to drink. According to surveillance video captured at the bar and later retrieved by NCPD Detectives, Osuna would exit the bar and periodically check on [REDACTED] while he continued drinking.

Osuna was booked into County Jail for assault with a deadly weapon on a police officer, and felony evading. The District Attorney's Office issued the charge of felony evading and will add any alcohol related charges once the toxicology reports are

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available. On 06-07-11, I received a copy of the toxicology results. According to the results, Osuna's blood alcohol content was [REDACTED]

At the time the incident was unfolding, officers were not privy to all of the information that was uncovered regarding the relationship between [REDACTED] and Osuna. Based on the information that the responding officers had available to them at the time of this incident, it appeared that [REDACTED] had potentially been drugged and was possibly the victim of a sexual assault given the details provided on the radio call and the fact that she was nude from the waist down when she was located by the officers. The fact that Osuna fled the scene, fled from officers who tried to stop him, became involved in a standoff, drove toward officers, crashed into a parked car, and swerved toward an officer, only exacerbated the situation.

In examining this shooting incident, I relied on the evidence collected at the scene, the statement evidence, the physical evidence, and the video of the incident [REDACTED]. The facts uncovered during this investigation were applied to related department operating procedures, rules and regulations and rules of the Graham v. Connor Supreme Court Decision.

NCPD Operating Procedure 052 Force-Use of, is based off of California penal Code Section 835a which states:

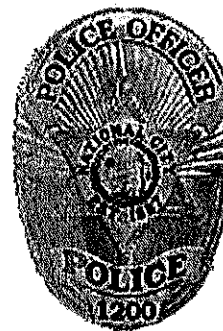
*Any peace officer who has reasonable cause to believe that the person to be arrested has committed a public offense may use reasonable force to effect the arrest, to prevent escape, or to overcome resistance.*

*A peace officer who makes, or attempts to make, an arrest need not retreat or desist from his efforts by reason of the resistance or threatened resistance of the person being arrested; nor shall such officer be deemed an aggressor or lose his right to self-defense by the use of reasonable force to effect the arrest, prevent escape, or to overcome resistance.*

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NCPD Operating Procedure 051 Firearms, section IV Firearms-Discharge of states:

*The discharge of a firearm at a person constitutes a use of deadly force. Officers shall not discharge firearms in the performance of police duties, except under one or more of the following circumstances:*

- A. As a means of self defense from death or serious injury;*
- B. The defense of another officer from death or serious injury;*
- C. The defense of any other person from death or serious injury;*
- D. The prevention of a crime in which human life is in serious jeopardy as a result of the suspect's actions;*
- E. The apprehension of a fleeing felon if the felony is a forcible an atrocious one which threatens death or serious injury; or,*
- F. The killing of a seriously injured or dangerous animal when other disposition is impractical.*

*Good judgment must be exercised when discharging a firearm as a means of deadly force. Deadly force should never be used on the mere suspicion that a crime, no matter how serious was committed, or that the person being pursued had committed a crime, or that suspect is armed with a firearm or dangerous weapon. An officer must have a reasonable belief that the use of deadly force is justified before discharging a firearm at a person.*

*"Reasonable belief" is that state of mind that results from the totality of facts and circumstances confronting an officer, and any reasonable inferences and deductions to be drawn from them, which would cause a reasonable police officer in the same or similar circumstances to similarly believe and act accordingly. A reasonable belief later shown to be mistaken is not thereby rendered invalid, unless the officer was negligent in acquiring or surveying the facts that led to that belief.*

Completed By: Sgt. M. Smith ID#: 334 Division: I.A. Date: 06-14-11 33

**\*\* Reviewing Lieutenants signature on last page is indicative that the underlying Lieutenant has reviewed the investigation in its entirety. \*\***

**National City Police Department  
Investigator's Report**



Tracking # 11-1-D

Page 34 of 37

Date of Incident: 05-06-11

Time of Incident: 2243

Location of Incident: E. 22<sup>nd</sup> Street and "C" Avenue

Subject: Department Initiated Investigation of Officer Involved Shooting

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NCPD Rules and Regulations Section 5.8 Use of Force states:

*Officers shall use force in accordance with law and established department operating procedures and proper and lawful orders. Officer shall not use more force in any situation than is appropriate under the circumstances.*

The United States Supreme Court Decision *Graham v. Connor* is a very lengthy decision dealing with police officers use of force. I will synopsise the rules used to examine a police officers use of force as derived from this decision. This is sometimes referred to as the "Objective Reasonableness Test" or the "Three Prong Test." The three determining factors looked at in a use of force are:

1. The severity of the crime.
2. Whether the suspect poses an immediate threat to the safety of the officers or others.
3. Whether the suspect is actively resisting arrest or attempting to evade arrest by flight.

In addition to the "Objective Reasonableness Test" the Supreme Court also recognized the following:

*The reasonableness of a particular use of force must be judged from the perspective of a reasonable officer on scene, rather than with the 20/20 vision of hindsight.... The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split second judgments in circumstances that are tense, uncertain, and rapidly evolving about the amount of force that is necessary in a particular situation.*

Officer Taylor's statement regarding this incident is quite clear and concise as to his perception of what happened at the scene. The validity of Officer Taylor's statement is corroborated by other statements and the physical evidence in this case. According to Officer Taylor, he was standing at a post west of the [REDACTED] stop of the suspect.

Completed By: Sgt. M. Smith ID#: 334 Division: I.A. Date: 06-14-11 34

**\*\* Reviewing Lieutenants signature on last page is indicative that the underlying Lieutenant has reviewed the investigation in its entirety. \*\***

**National City Police Department  
Investigator's Report**

Tracking # 11-1-D

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Date of Incident: 05-06-11

Time of Incident: 2243

Location of Incident: E. 22<sup>nd</sup> Street and "C" Avenue

Subject: Department Initiated Investigation of Officer Involved Shooting



Officer Taylor was positioned [REDACTED] Officer Taylor remained in this position [REDACTED] as the stop went on. During this time, Officer Taylor was trying to pay attention to the stop as well as safeguard pedestrians that were in the area. Officer Taylor could not clearly see what was happening at the stop because his vision was obstructed due to the spot lights on the patrol cars.

At some point, Officer Taylor heard Acting Sergeant Aydelotte broadcast over the police radio that the suspect had retrieved the vehicle keys from the roof of the suspect vehicle. Acting Sergeant Aydelotte advised the suspect had started the vehicle. Officer Taylor then saw the headlights of the suspect vehicle turn on and the suspect began driving W/B toward him. Officer Taylor said the suspect was driving slowly at first but then he accelerated toward his location.

Officer Taylor felt the suspect was either going to ram the patrol vehicles or parked vehicles in an attempt to escape. As the suspect vehicle sped toward his location, Officer Taylor drew his service pistol and distanced himself from the patrol vehicles by moving west and slightly north. Officer Taylor did not fire at that time because he could not see the positions of the officers on the stop of the vehicle and he did not want to accidentally shoot one of them.

According to Taylor, at the last second before striking his patrol vehicle, the suspect vehicle swerved to the right and collided with a parked car that was directly in front of his police vehicle. The suspect forced his way between Officer Taylor's vehicle and the parked vehicle. Officer Taylor thought the suspect also collided with his patrol car and was afraid that, as the suspect forced his way between the vehicles, his own patrol car would be propelled toward him. Corporal Ballardo corroborated Officer Taylor's statement by explaining in his report that he also thought the suspect collided with Officer Taylor's patrol car.

As the suspect vehicle cleared the front of Officer Taylor's police vehicle, the suspect changed direction and began turning left toward Officer Taylor who was standing in the middle of the street west of his police car. Officer Taylor said he was afraid the

Completed By: Sgt. M. Smith ID#: 334 Division: I.A. Date: 06-14-11 35

\*\* Reviewing Lieutenants signature on last page is indicative that the underlying Lieutenant has reviewed the investigation in its entirety. \*\*

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Tracking # 11-1-D

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Date of Incident: 05-06-11

Time of Incident: 2243

Location of Incident: E. 22<sup>nd</sup> Street and "C" Avenue

Subject: Department Initiated Investigation of Officer Involved Shooting

suspect was going to kill him by running into him with his vehicle. As he moved back, Officer Taylor fired [REDACTED] rounds at the suspect vehicle striking the vehicles' driver's door. The trajectory of the bullets into the drivers' door showed that the suspect vehicle was turning toward Officer Taylor as he fired the [REDACTED] rounds. In addition to this, it is my opinion that the slight downward trajectory of the bullets also supports Officer Taylor's statement that he was backing up as he fired.

Corporal Ballardo stated in his report that he saw the suspect turn the vehicle toward Officer Taylor before Officer Taylor fired. Corporal Ballardo also saw Officer Taylor take several steps backward. Like Officer Taylor, Corporal Ballardo also believed that the suspect was going to hit Officer Taylor with the vehicle. Corporal Ballardo raised his [REDACTED] rifle and was going to shoot the suspect. As he was attempting to [REDACTED] Corporal Ballardo saw Officer Taylor fire [REDACTED] rounds at the suspect.

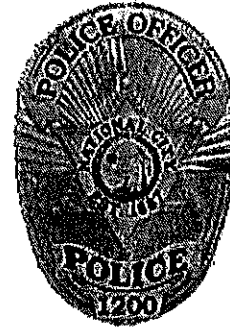
Both Officer Taylor and Corporal Ballardo believed that Officer Taylor's life was in immediate jeopardy and Officer Taylor was at risk of death or serious injury. Based on my review of the totality of facts as supported by the evidence in this investigation, I concur with this belief.

In conclusion, this investigation clearly supports the fact that Officer Taylor's use of force in this incident did not violate any operating procedures, rules and regulations, or applicable State or Federal laws. No further action regarding this incident is recommended.

Completed By: Sgt. M. Smith ID#: 334 Division: I.A. Date: 06-14-11 36

\*\* Reviewing Lieutenant's signature on last page is indicative that the underlying Lieutenant has reviewed the investigation in its entirety. \*\*

National City Police Department  
Investigator's Report



Tracking # 11-1-D

Page 37 of 37

Date of Incident: 05-06-11

Time of Incident: 2243

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Subject: Department Initiated Investigation of Officer Involved Shooting

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DOCUMENTATION:

- Copy of NCPD Crime/Arrest report #1102435 and related supplemental reports
- Copy of CAD printout for radio call.
- Copy of Press Release for Incident.
- Copy of NCPD Watch Commander Log for 05-06-11
- Copy of related Rules and Regulations and Operating Procedures
- Copy of Graham v. Connor Supreme Court Decision.
- Copy of NCPD and SDSO Lab/Evidence results for toxicology on Osuna.
- Copy of computer generated sketch
- CD-R containing video of incident captured from [REDACTED]
- CD-R containing audio of 911 call and radio transmissions
- CD-R containing copy of interview with Officer Taylor
- CD-R containing scene photographs
- CD-R containing photographs of suspect vehicle
- CD-R containing copy of this investigation
- DVD-R of surveillance footage from Stoney's Bar.

Completed By: Sgt. M. Smith ID#: 334 Division: L.A. Date: 06-14-11 37

Reviewing Lieutenant: ONE ID# 297 Division: OA SAT Date: 6/20/11

\*\*Reviewing Lieutenants signature indicative that entire investigation was reviewed. \*\*

NCPD CASE # 1102435 1 of 6

CALLER OUT 2352 05-06-11 BY TELLEZ

ARR 0051 ON SCENE

DISPATCH BY AYDELOTTE + HERNANDEZ

2243 CALL [REDACTED] Female Urgent

24TH + D FOUND NO PRINTS

400 E. 24TH UNDER WHF [REDACTED]

Several CITS (S) Some

Female now Reported

- U/S E. 24TH ↑ HIGHTLAND

- AYDELOTTE ✓'s For VEH

CANDORA N/B D From 24TH

AYDELOTTE Spots pulls P. Car

Lights w/ pulls out





N/B D W/B 22nd

Bethens Taylor SUV

NCL 300 E. 22nd

Drew Keys out on

Look, HANDS IN & OUT

Dessers IN car not logged

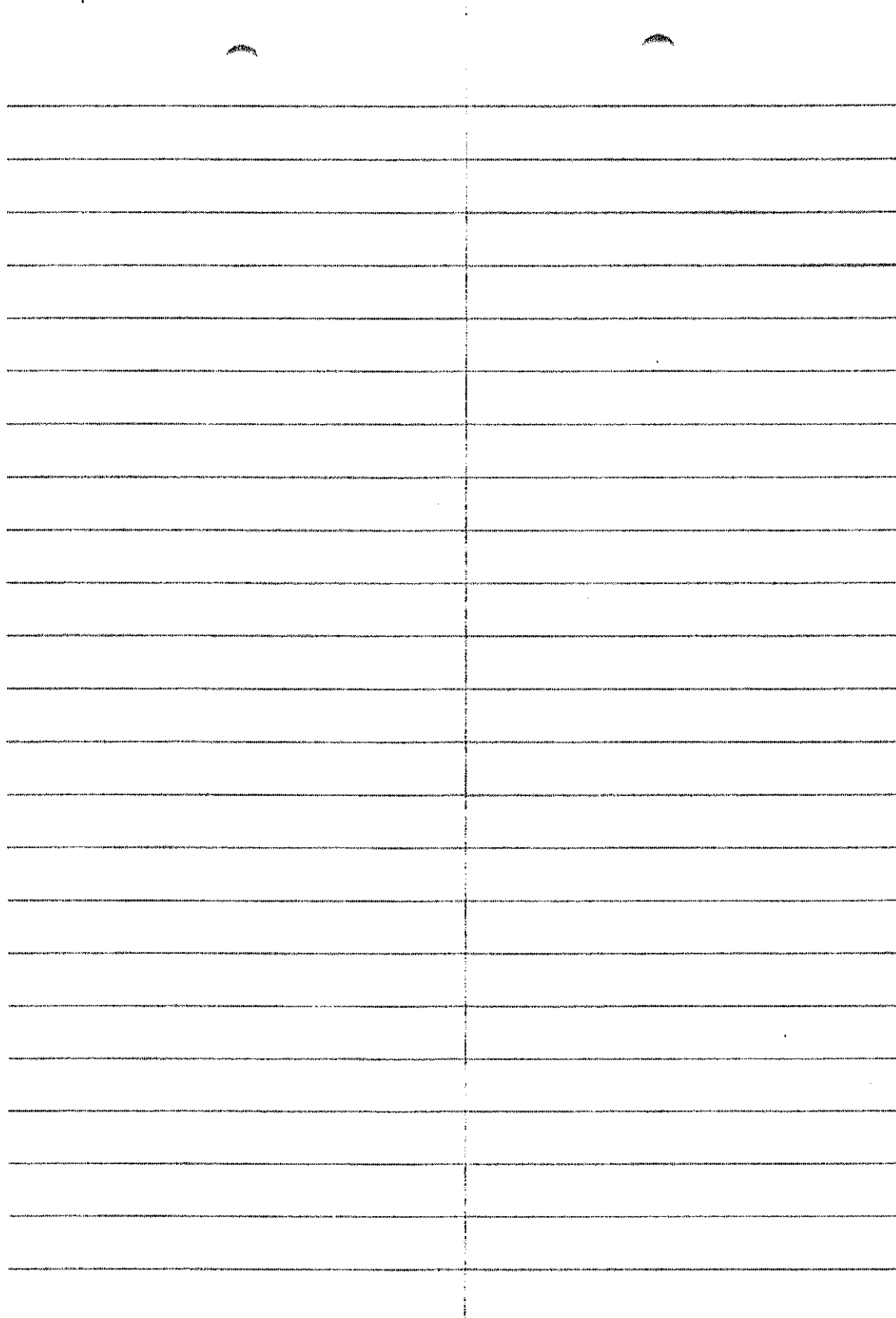
Black Street Helicopter up

20-30 mins (S) GRABES

Keys <sup>flee</sup> W/B 22nd ST

Hess BMW Taylor

■ RDS N/E ASSESSMENT



2 IMPACTS Down Room

Suspect View

Pursuit N/B I-S TO

Commons Bridge → Commons

Back to bridge corner

on bridge

Runs N-SIDE down below

Humble one just front

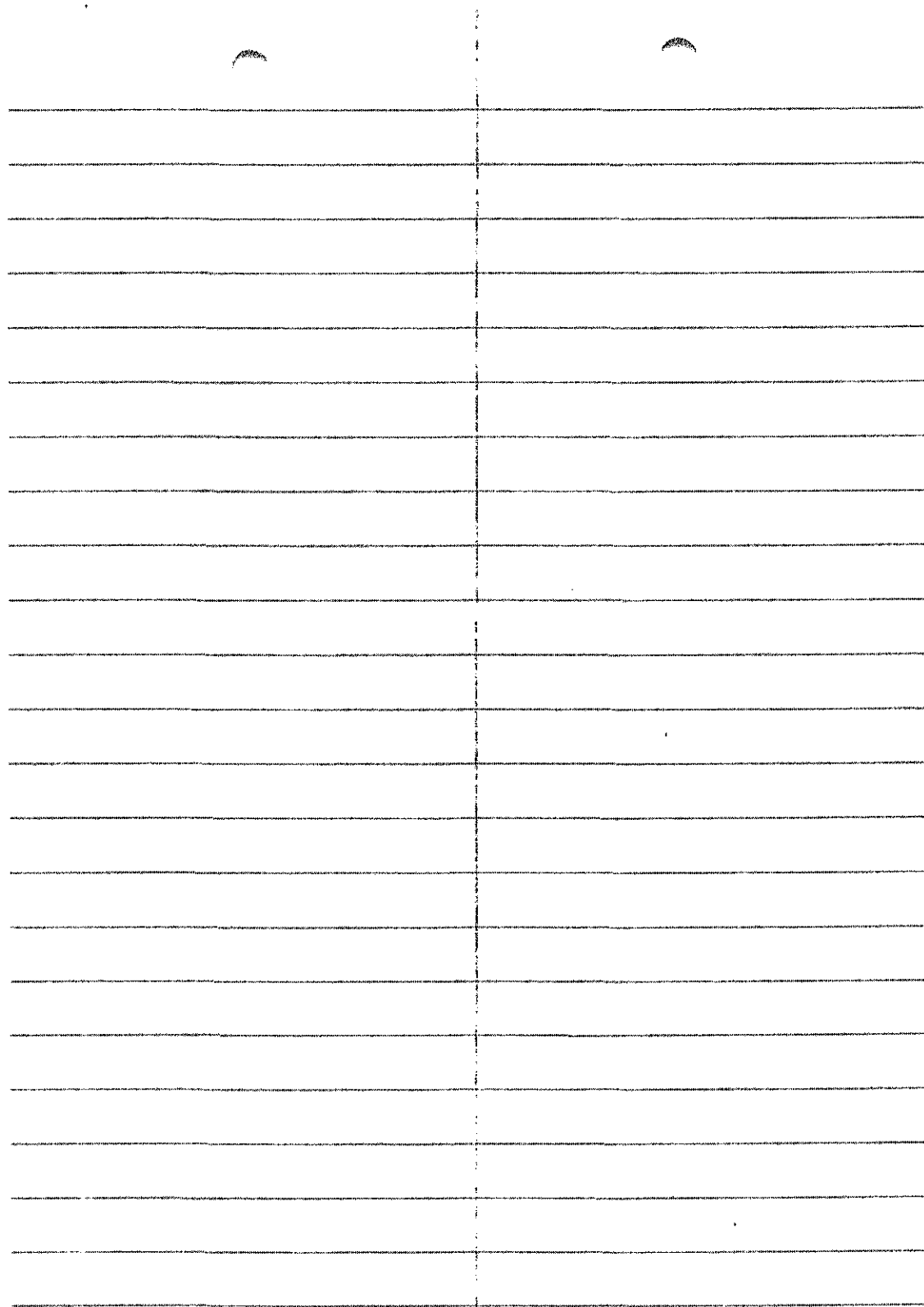
A/S65 Hernandez Se

OK Can Country DEBID AT

Michael Angel Osuna

81-24-76

pos ex SDPA



4

R/O + (V)

Drunk on charged on Born

(S) TJ Res. Former

SAYS ED SPOD LEFT


SAYS Abo Cop for SAYS

290 Res.

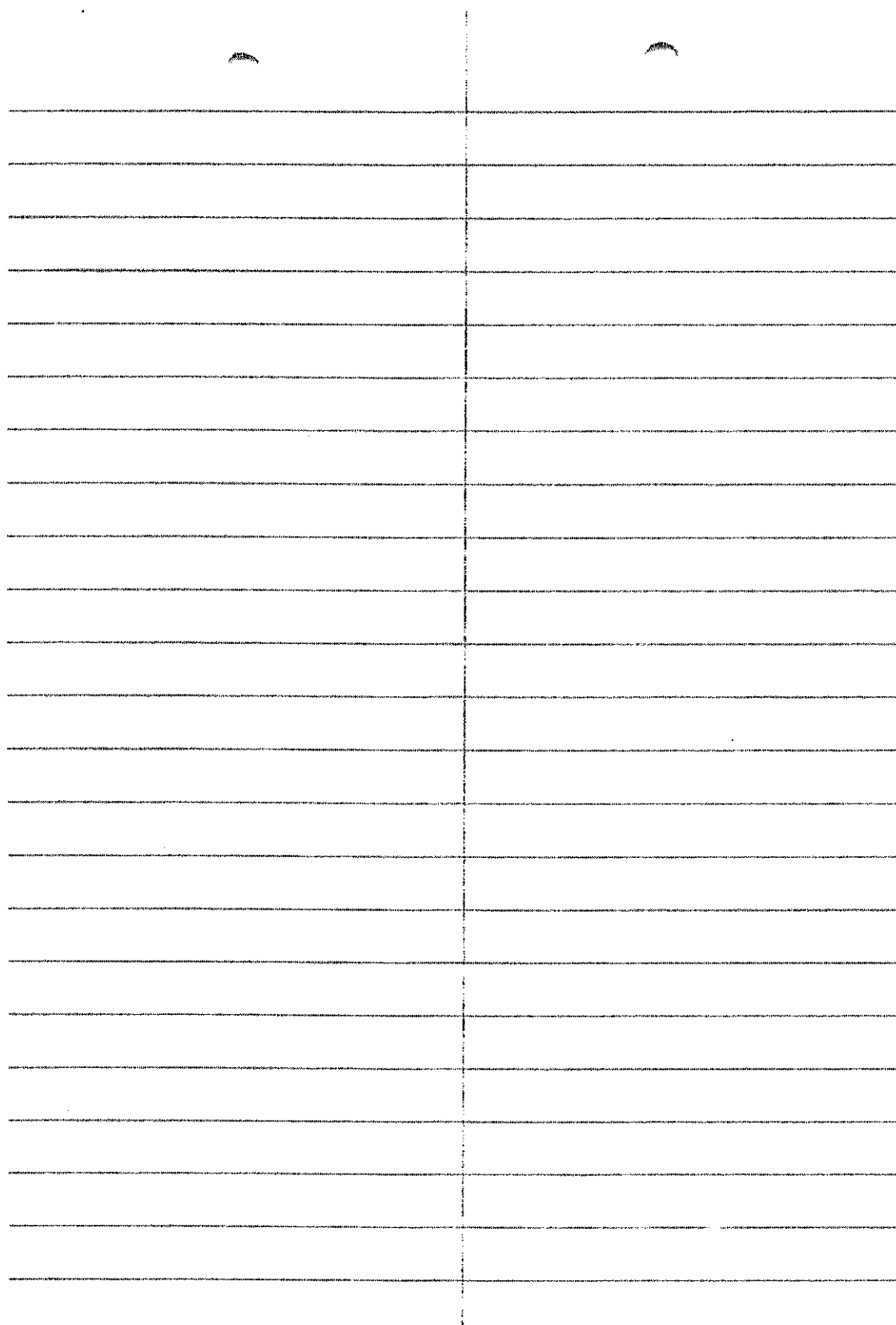
CALDOZA

Arrest

P. Hernandez

HYDELOTSE ← Pursuing on  300 E. 27th

BALLARDO 1 IN PURSUIT



5

(W)'S R/P'S + OFCS WORK ON

OTHERS. POSS. SECURITY GUARDS FROM APPS.

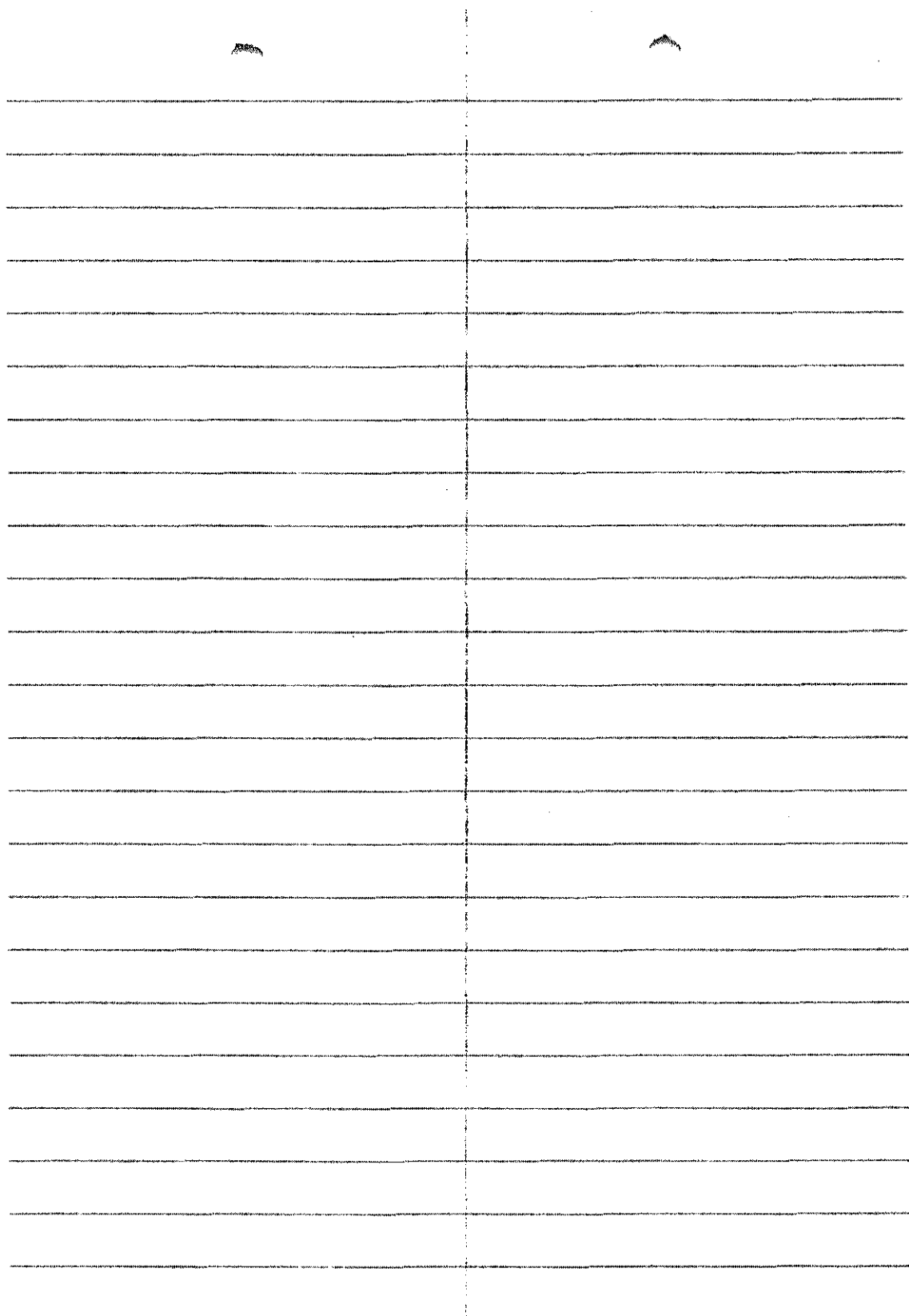
- BLOOD DRAW ON (S).

- SENT NURSE FOR FEMALE CALLED.

- WALK THROUGH OF SCENE  
W/ MYDELOTTE.

CURD SCENE @ 140 TO NCPD





6

Blue Mustang  
Blue Power



Hand Hold

2

Blue Mustang



Blue Mustang  
P/U

White Acura

Red Nissan P/U

White Acura

White Acura

Black P/U

Black P/U

Black P/U

Black P/U

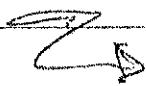
Black P/U

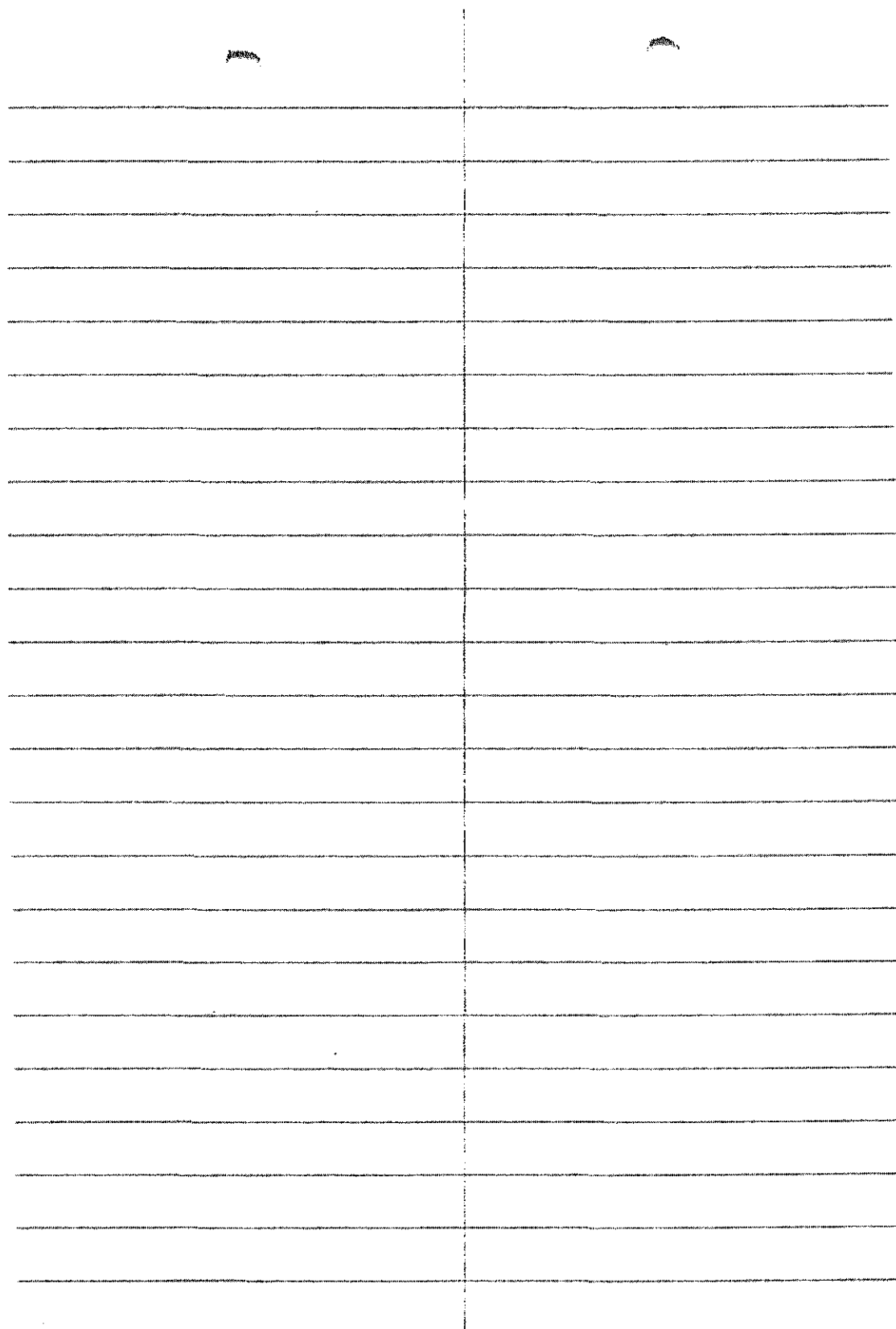
Black P/U

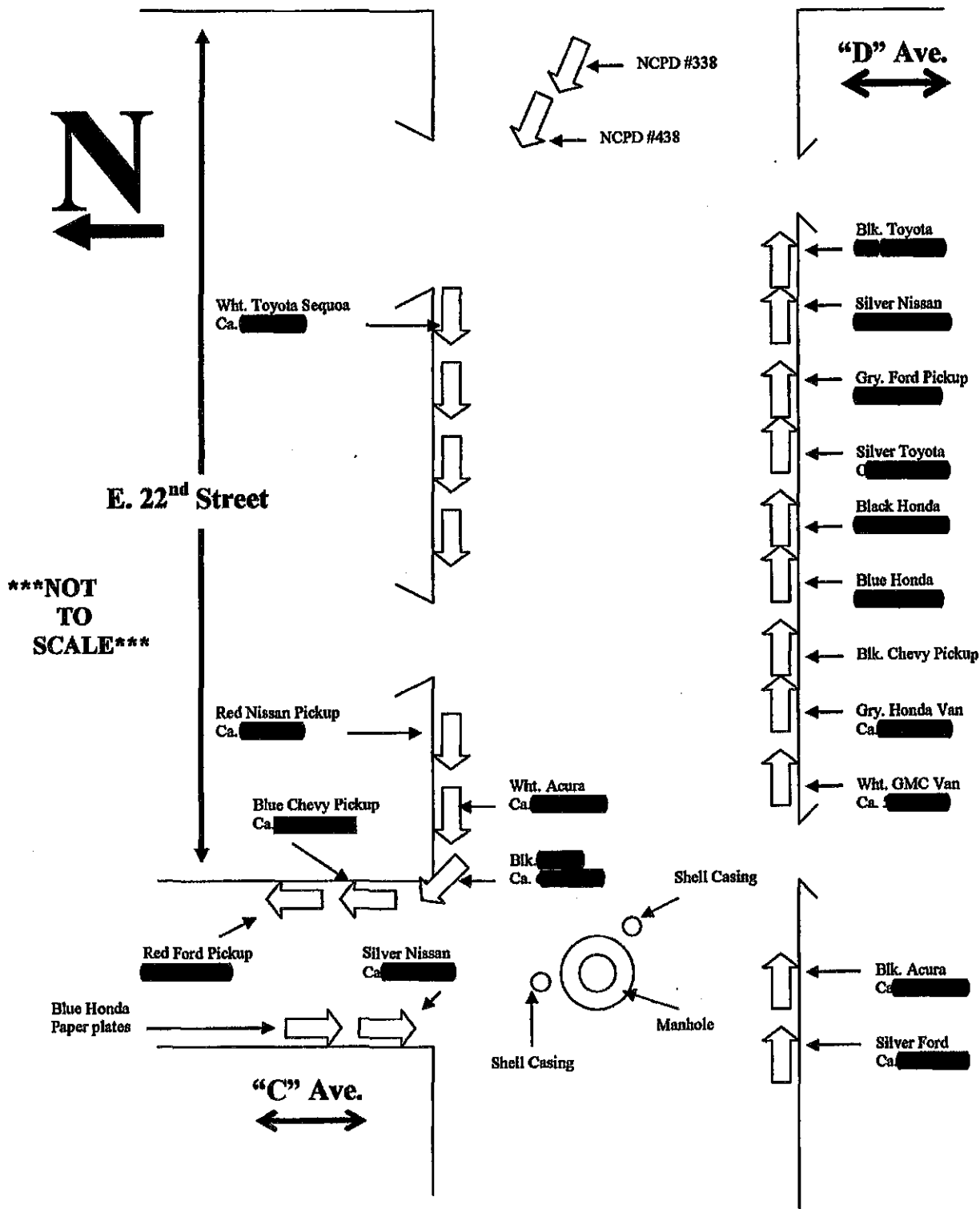
White Acura  
P/U

476

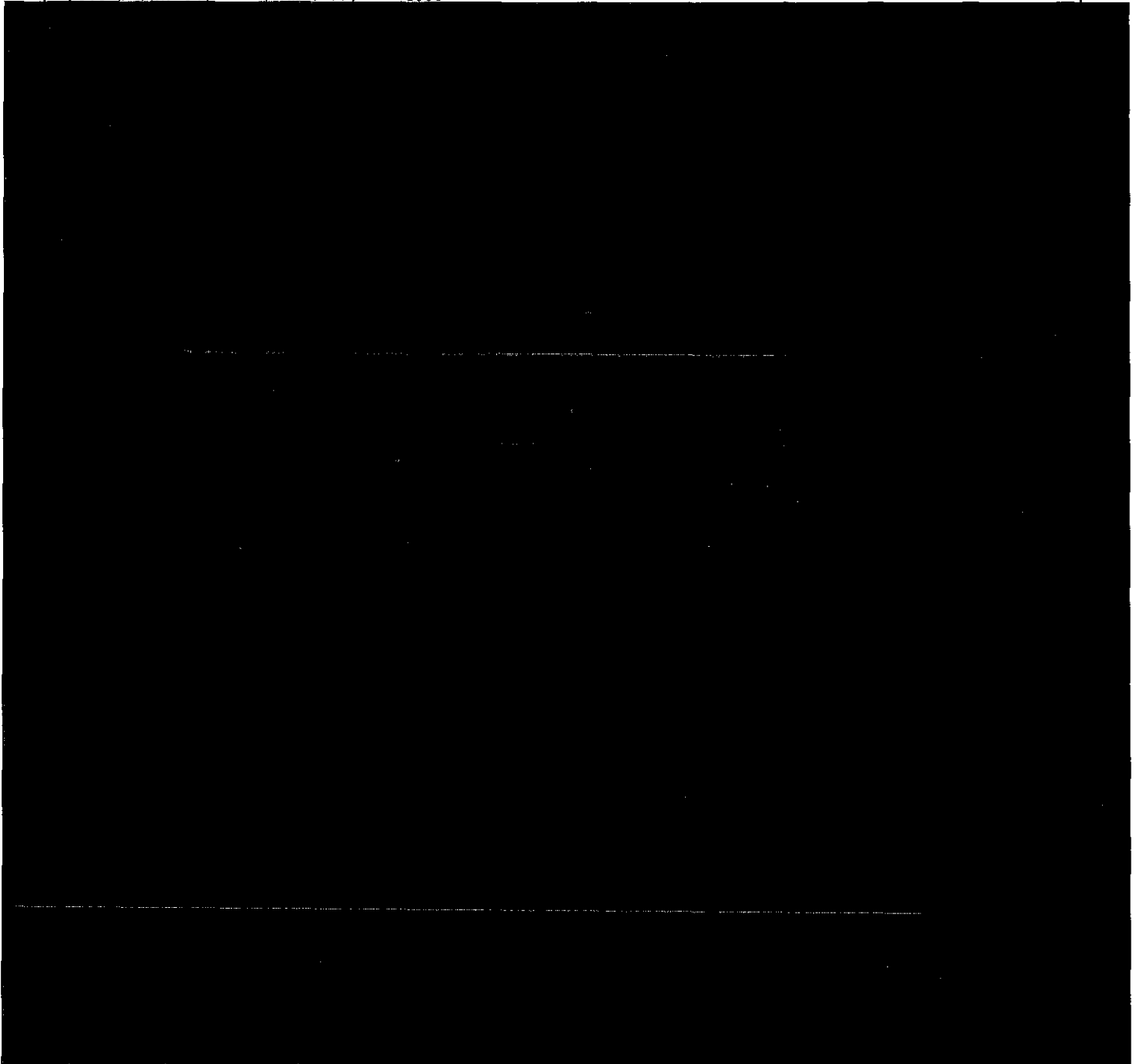
476







CRIME	INCIDENT NUMBER	RELATED REPORTS N	ADDNL PROPERTY N	ADDNL OFFENSES Y	SAN DIEGO REGIONAL CRIME / INCIDENT REPORT		PAGE 1 OF 11	CASE NUMBER 1102435
	BEAT 24	DISTRICT			DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43	
	CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY)							
	PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN							
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950								



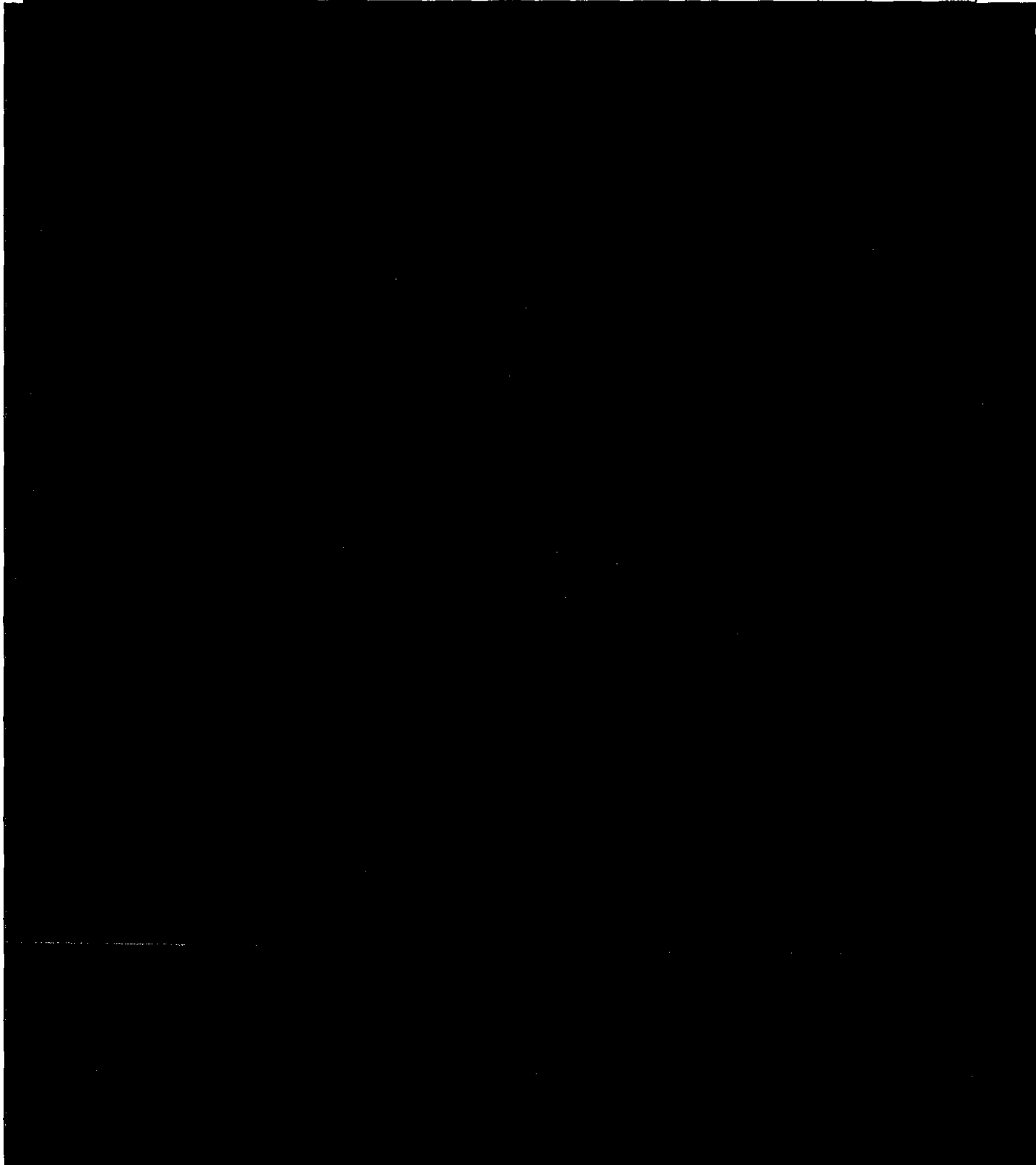
ADMIN	VICTIM INJURED N	EXTENT OF TREATMENT		SUSPECT IN CUSTODY Adult In Custody		
	REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
	DETECTIVE(S) ASSIGNED	ID#	DIVISION	CASE STATUS Priority A	AGENCY NC	CRIME TYPE PC 245C

ARJIS  
By: EM  
Date: 5-14  
14

INCIDENT NUMBER

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1102435



REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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INCIDENT NUMBER

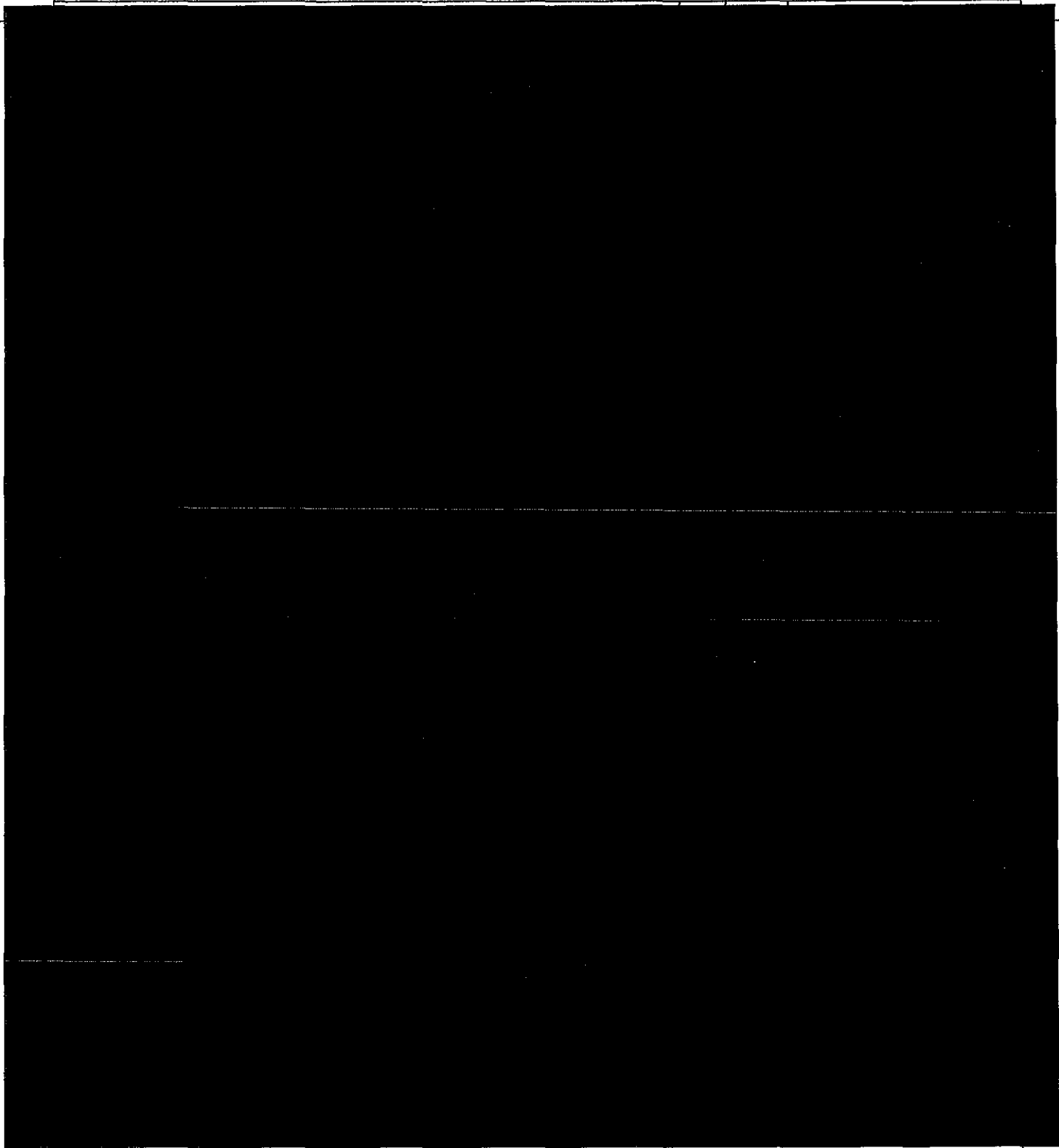
SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

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CASE NUMBER

1102435



REPORTING OFFICER

Hernandez

ID#

430

DIVISION

PAT

APPROVED BY

Hernandez

ID#

376

DATE AND TIME OF REPORT

05/08/2011 04:29

INCIDENT NUMBER

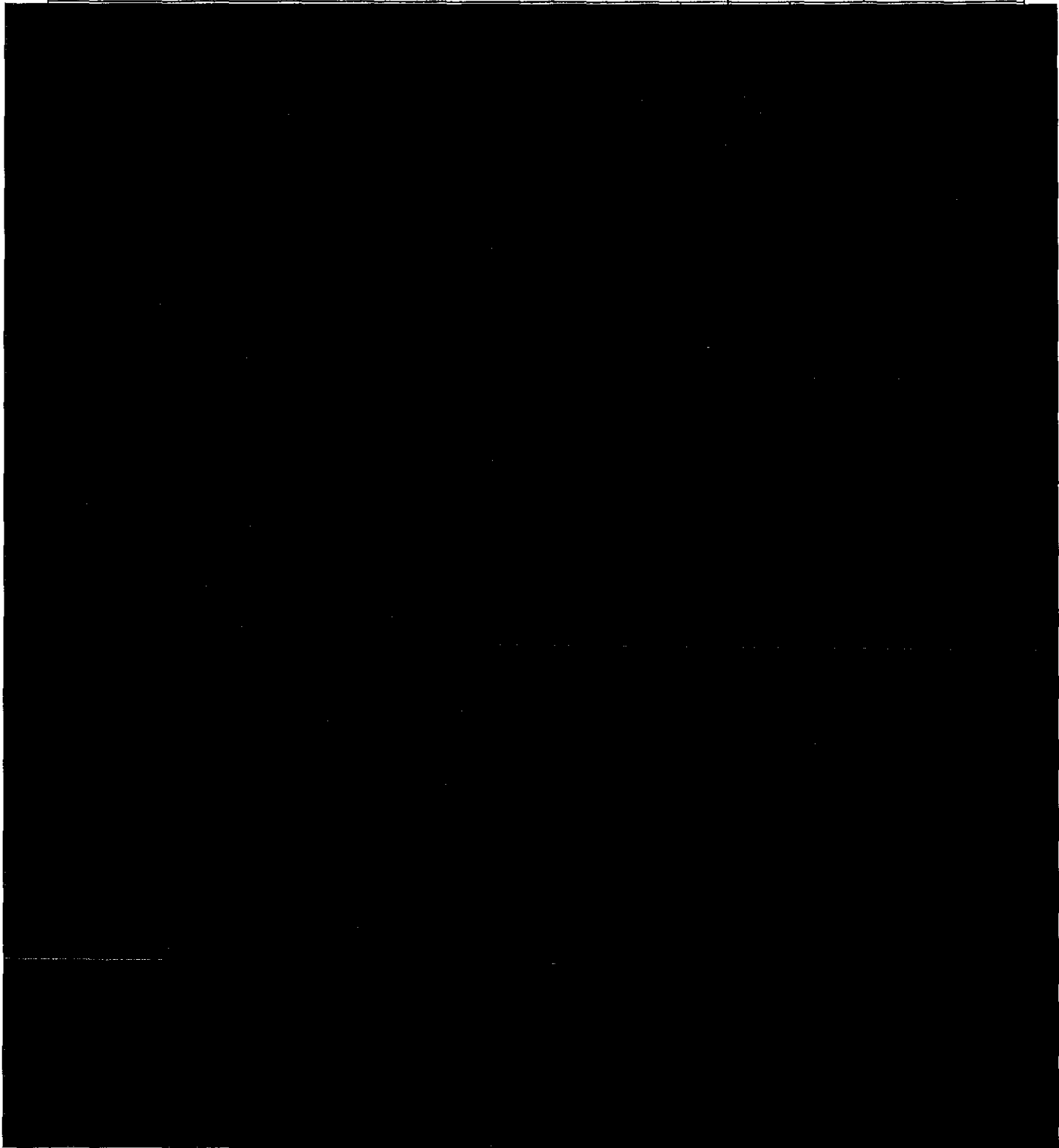
**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS**

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CASE NUMBER

1102435



REPORTING OFFICER  
Hernandez

ID#  
430

DIVISION  
PAT

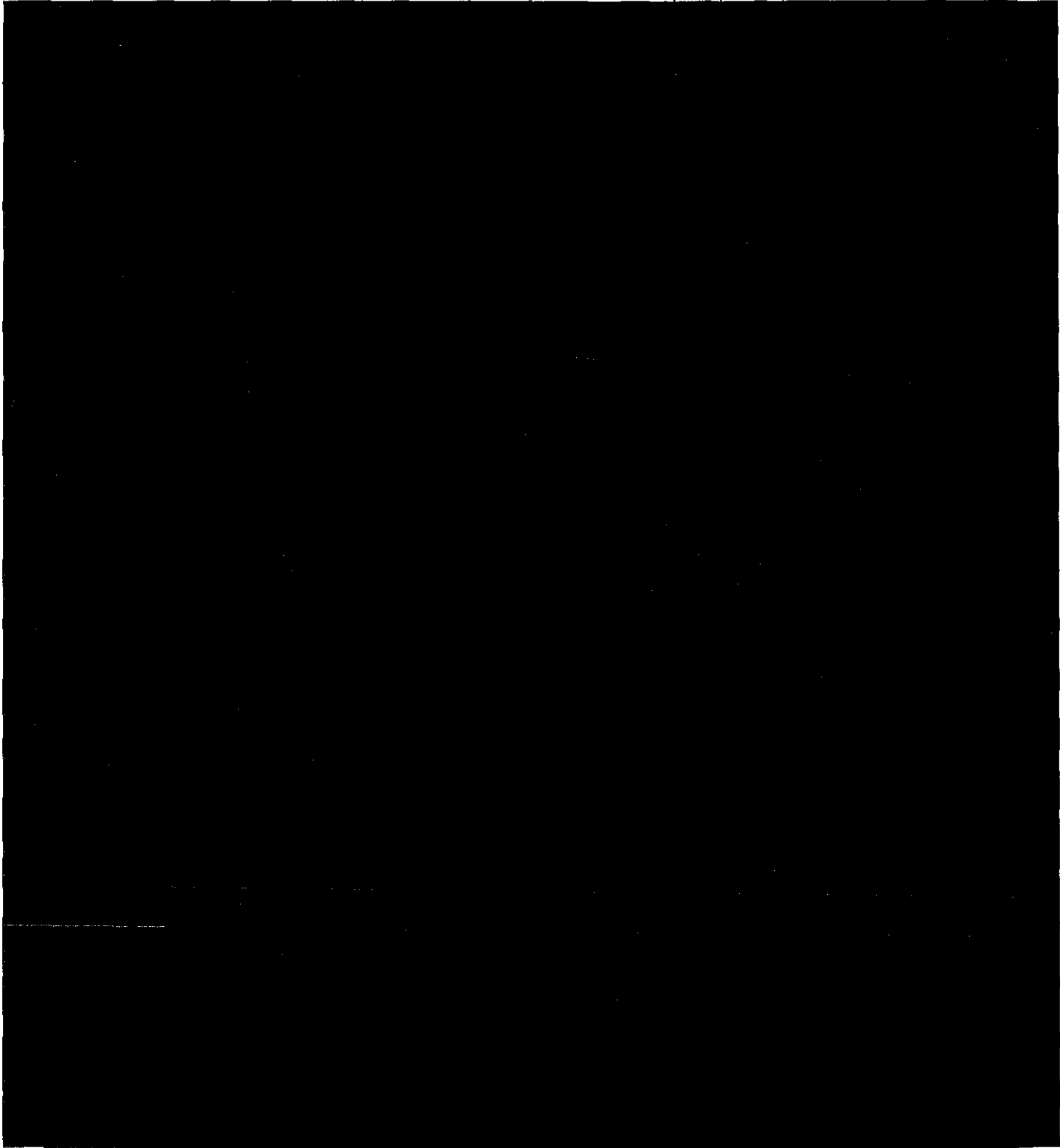
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Hernandez

ID#  
376

DATE AND TIME OF REPORT  
. 05/08/2011 04:29



INCIDENT NUMBER	SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS		PAGE 5 OF 11	CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP		BEAT	DISTRICT	DATE
300 E 22ND ST, NATIONAL CITY, CA 91950		24		05/06/2011



REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ARJIS-3 (REV. MASI PR3/4-02)

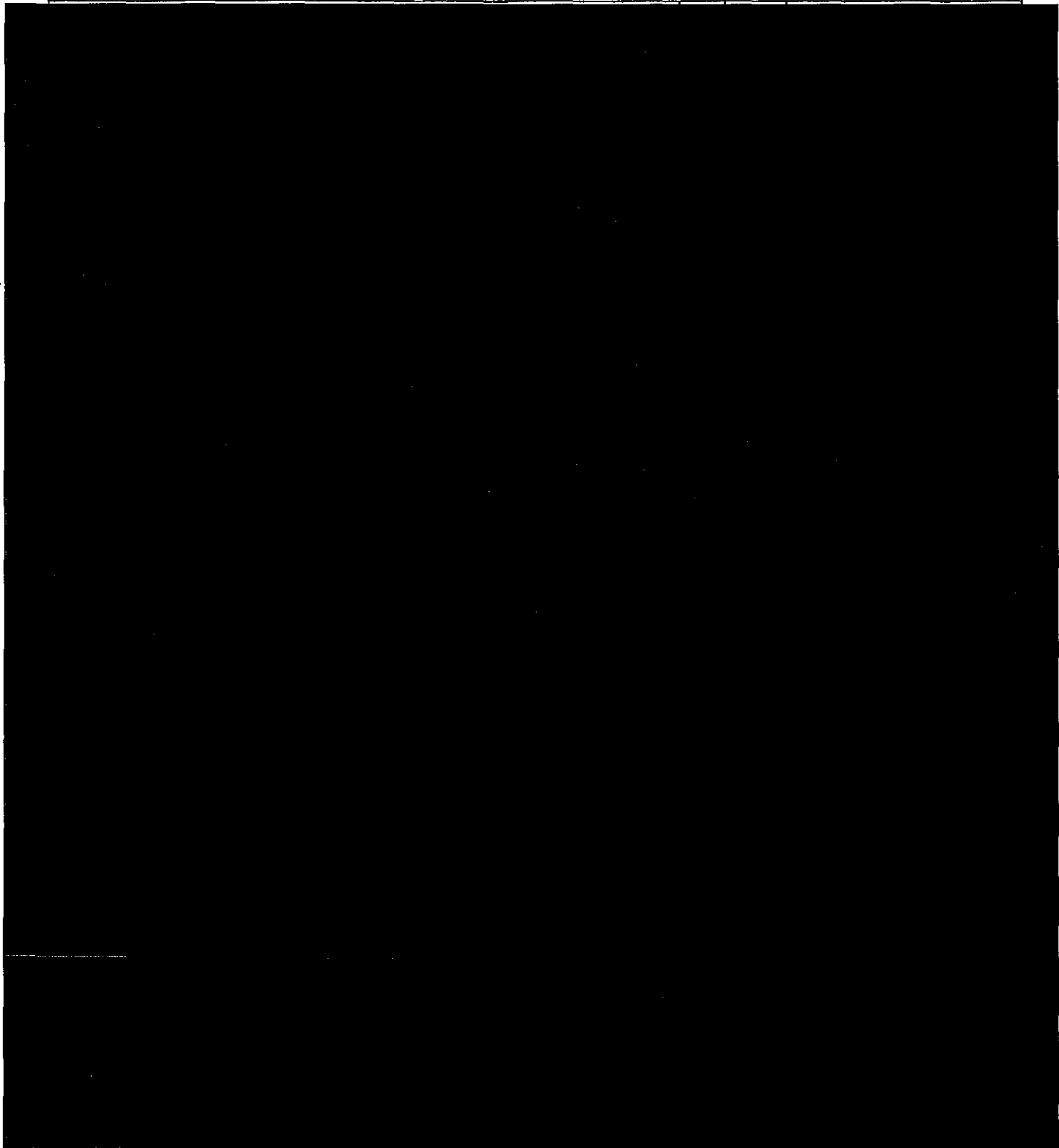
ORIGINAL - 05/09/2011

INCIDENT NUMBER

**SAN DIEGO REGIONAL  
EVIDENCE REPORT**

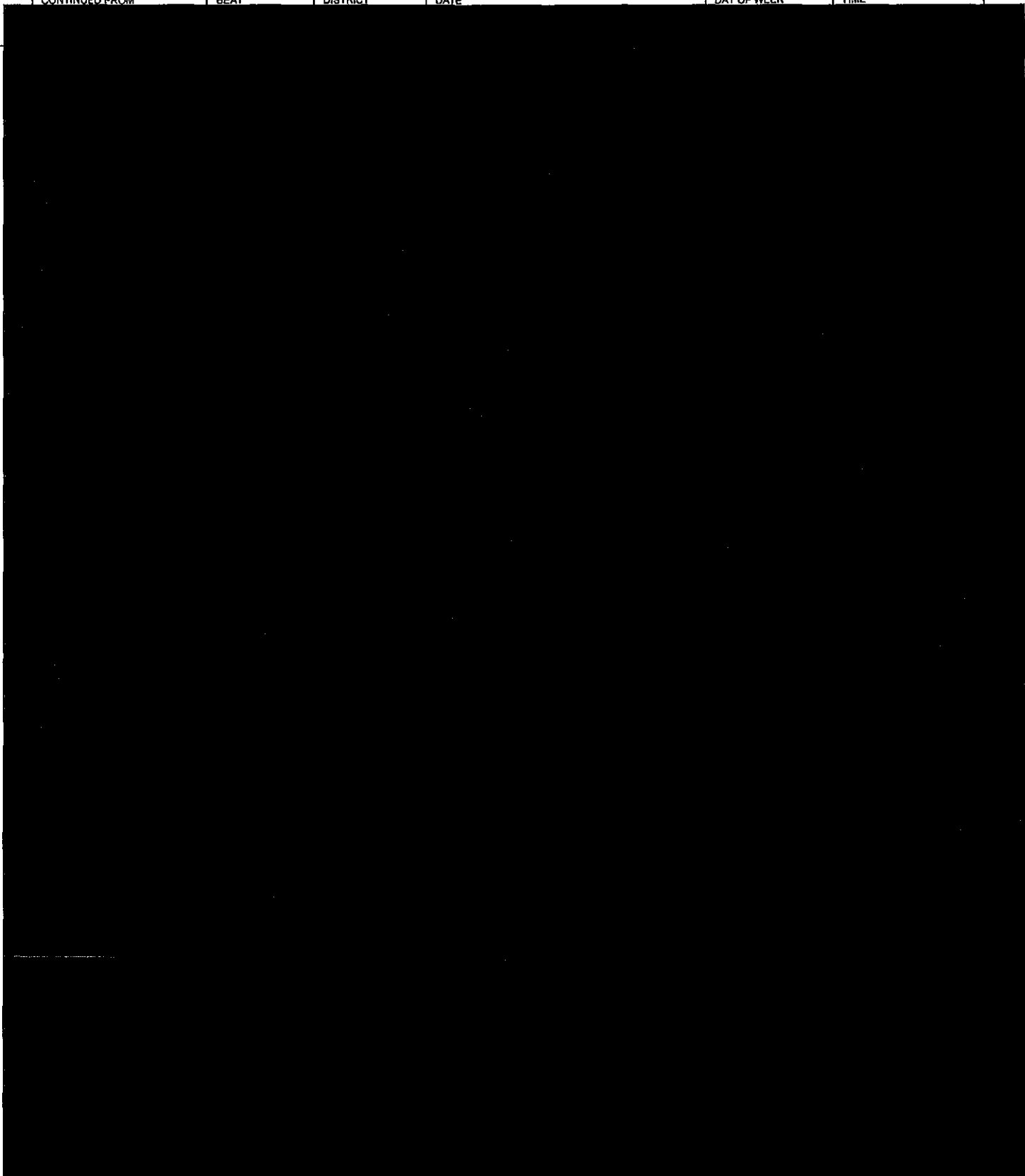
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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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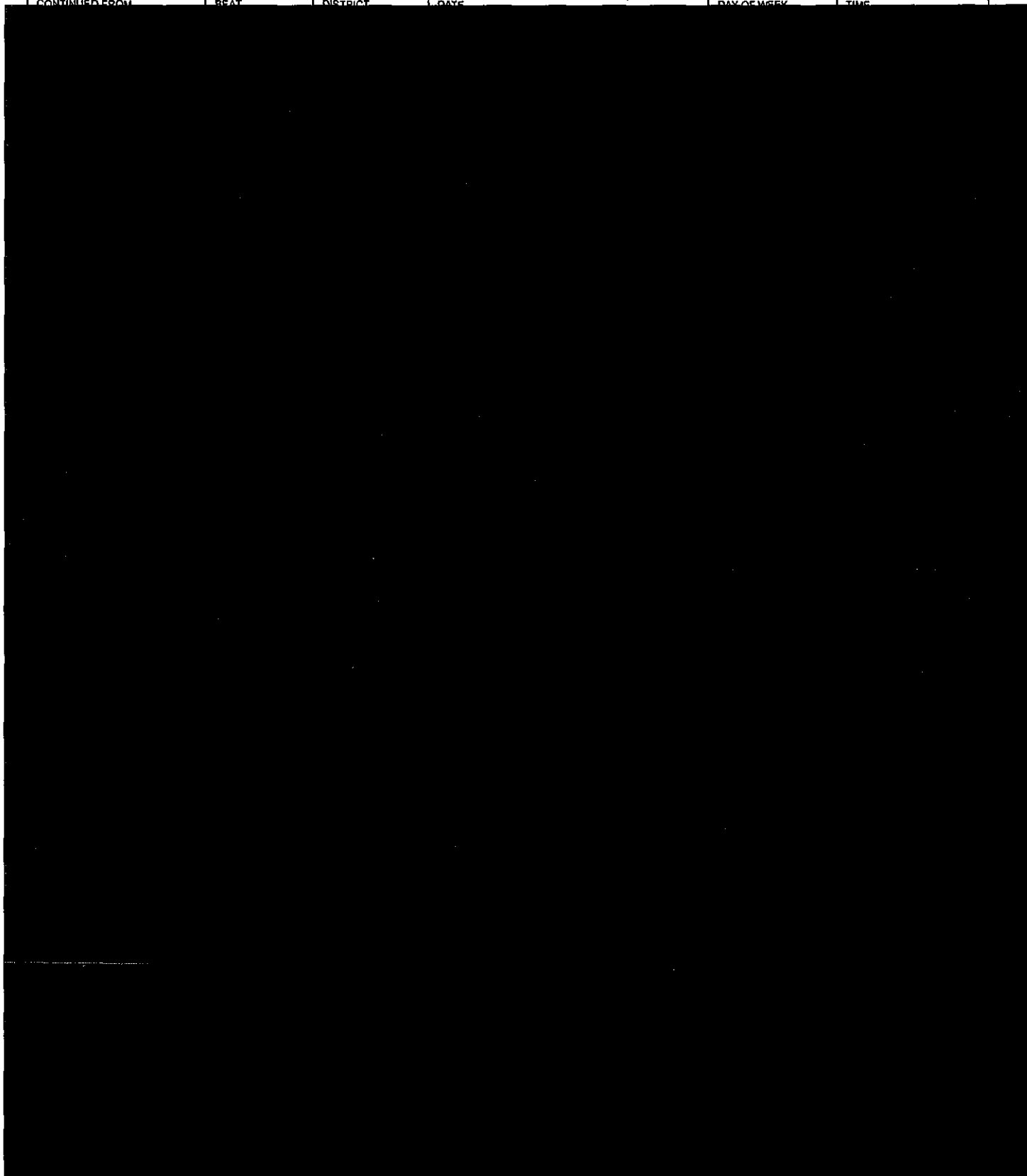
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 11	CASE NUMBER 1102435
CONTINUED FROM	BEAT	DISTRICT	DATE	DAY OF WEEK	TIME



REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

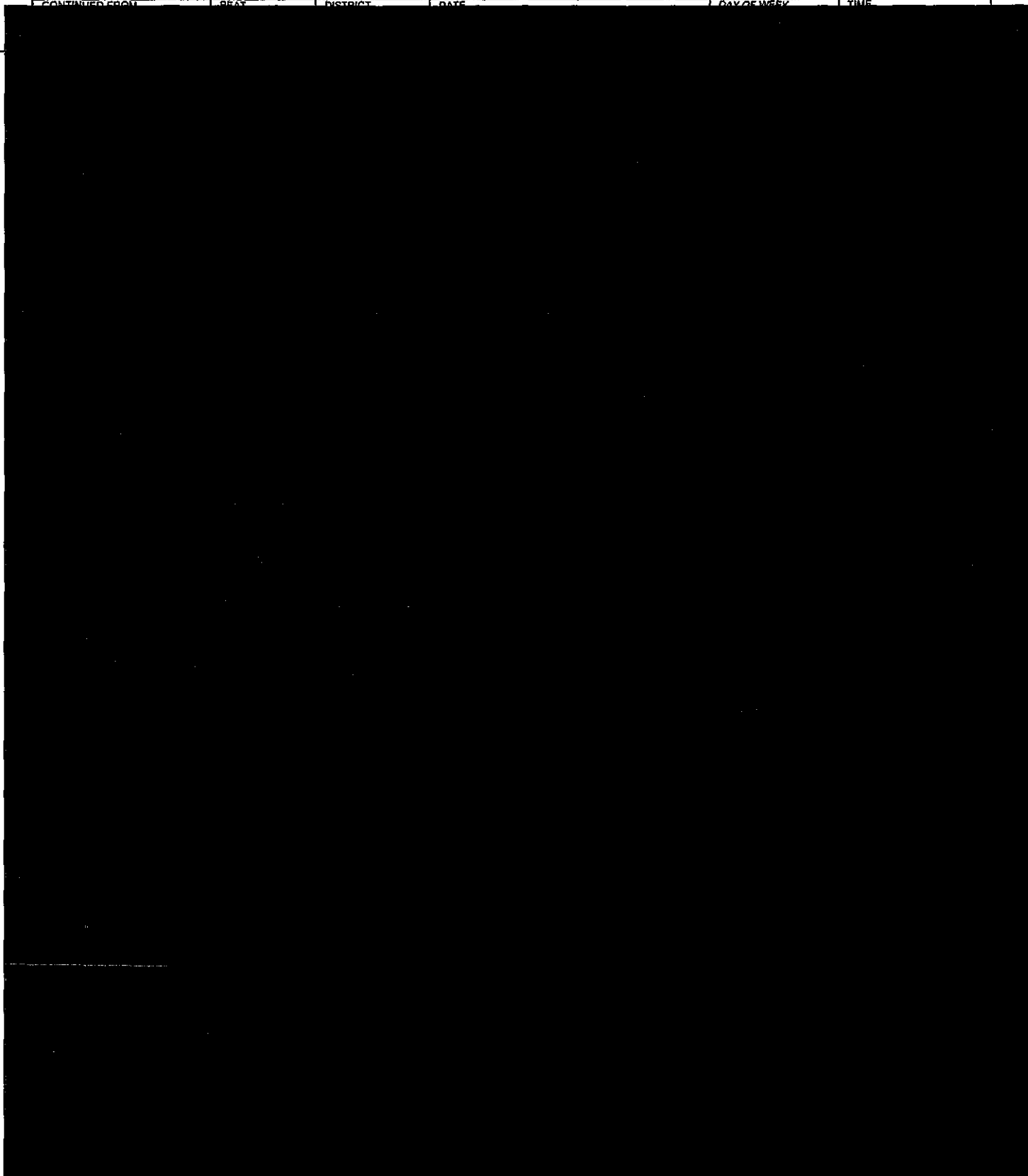
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 11	CASE NUMBER 1102435
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ORIGINAL - 05/09/2011

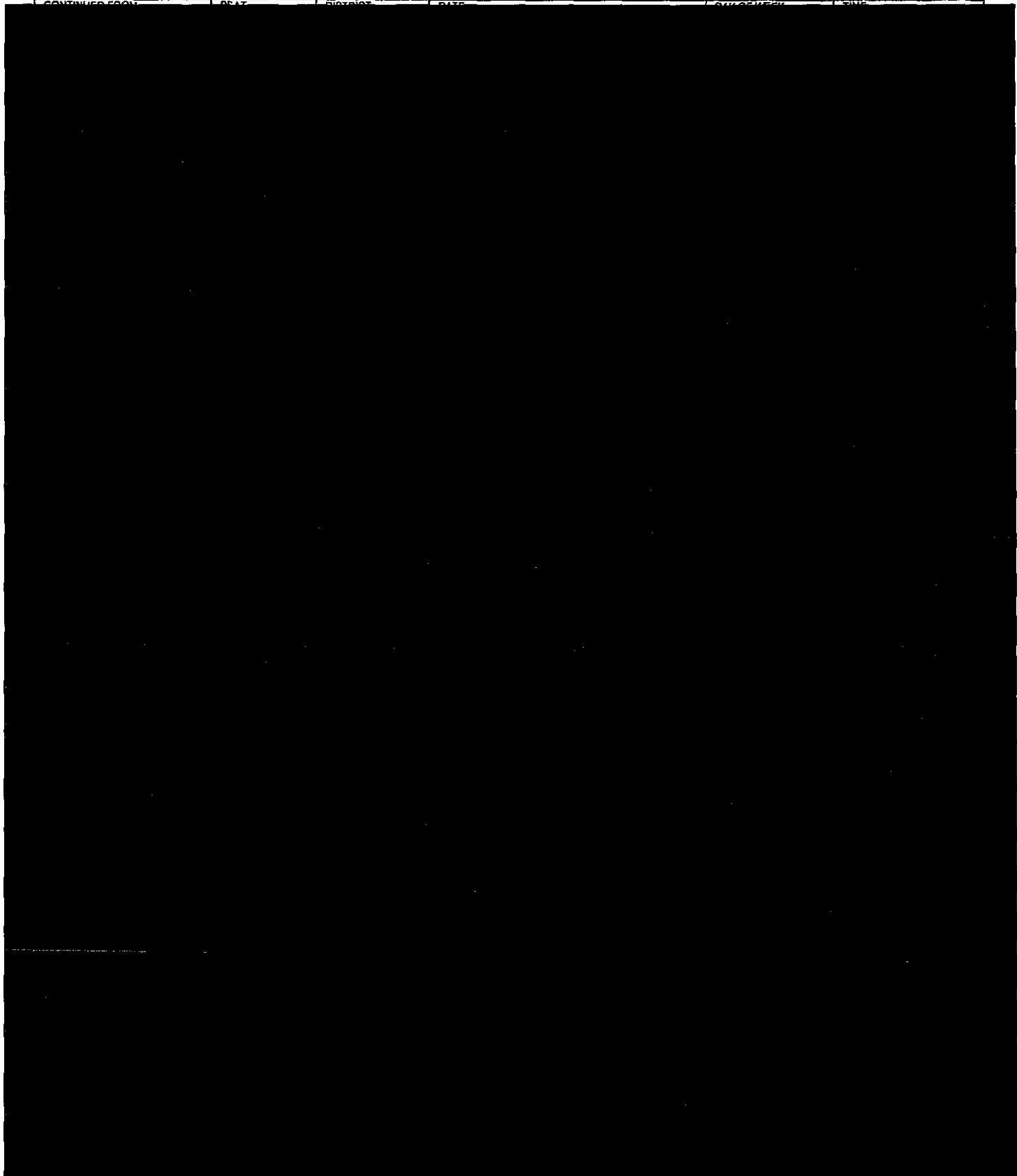
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE				PAGE 9 OF 11	CASE NUMBER 1102435
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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

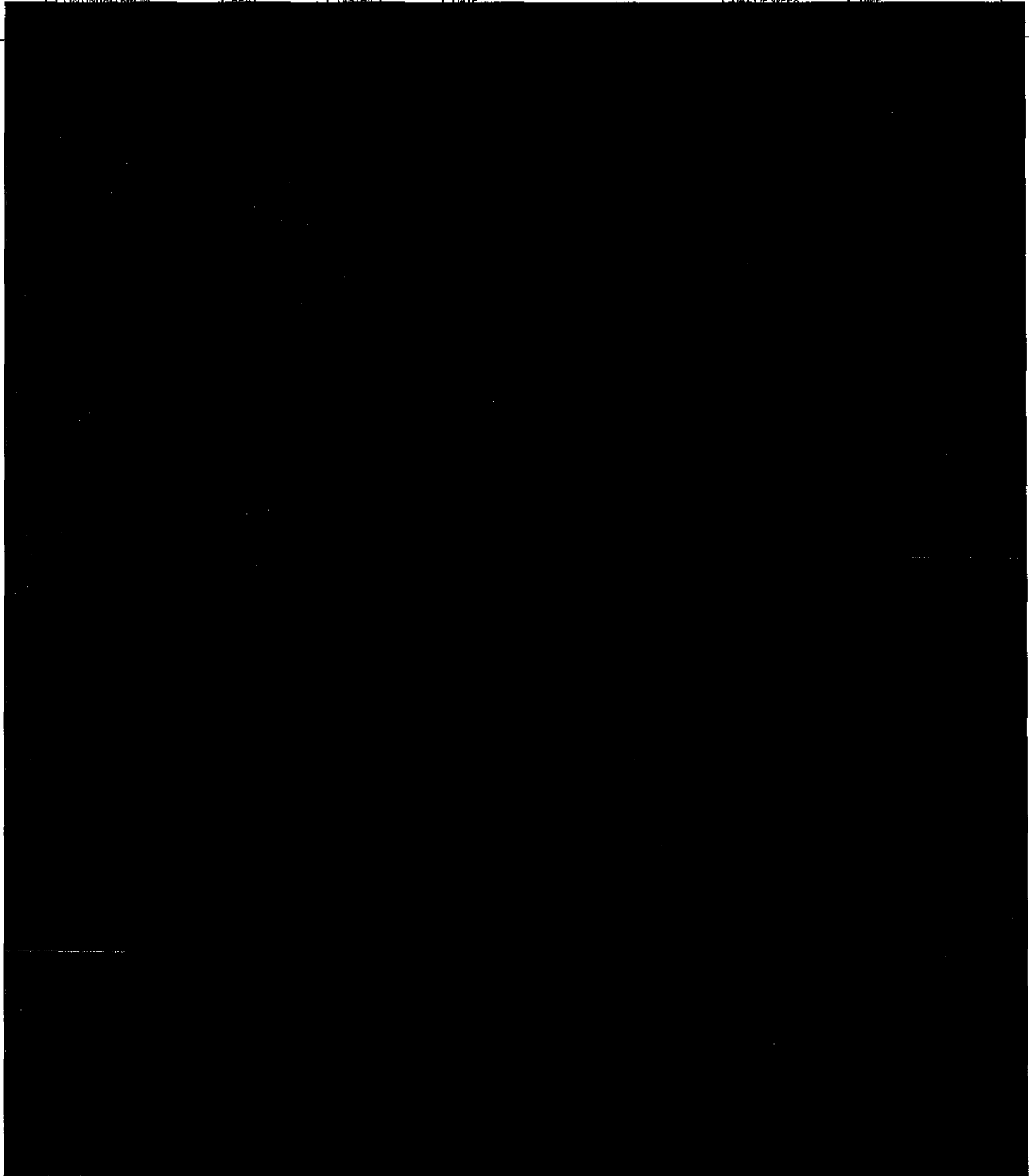
INCIDENT NUMBER	<b>SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE</b>	PAGE 10 OF 11	CASE NUMBER 1102435
CONTINUED FROM	BEAT	DIVISION	DATE



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ORIGINAL - 05/09/2011

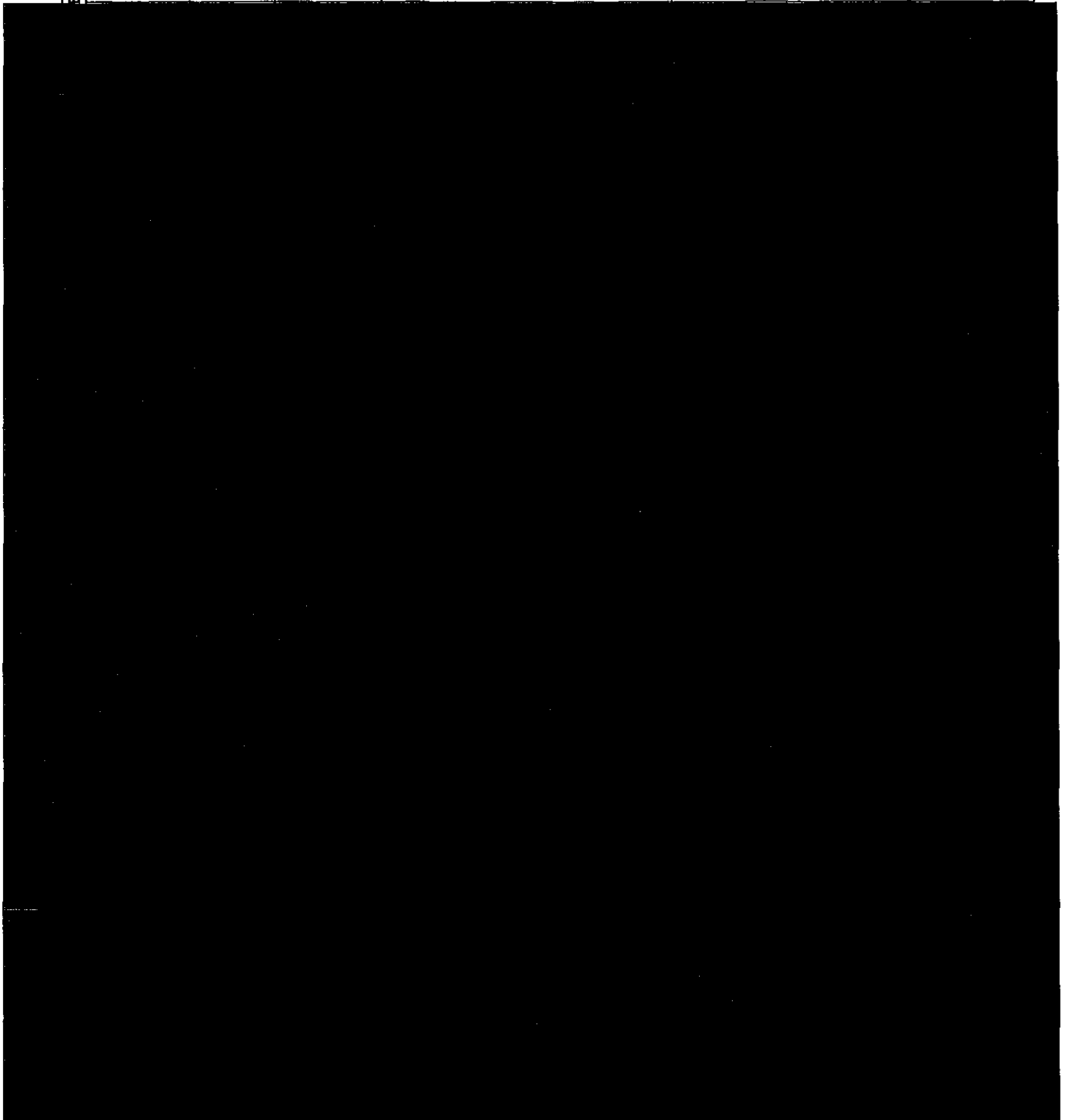
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE				PAGE 11 OF 11	CASE NUMBER 1102435
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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

REPORT	INCIDENT NUMBER	SAN DIEGO REGIONAL ARREST/JUVENILE CONTACT REPORT				PAGE 1 OF 11	CASE NUMBER 1102435
	REPORT TYPE Adult Arrest	WARRANT	AGENCY NCPD	ARJIS ASSISTED N	IN CUSTODY Y	SDSD BOOKING NUMBER 11133602	



ADMIN	REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
	BOOKING APPROVED	ID#				

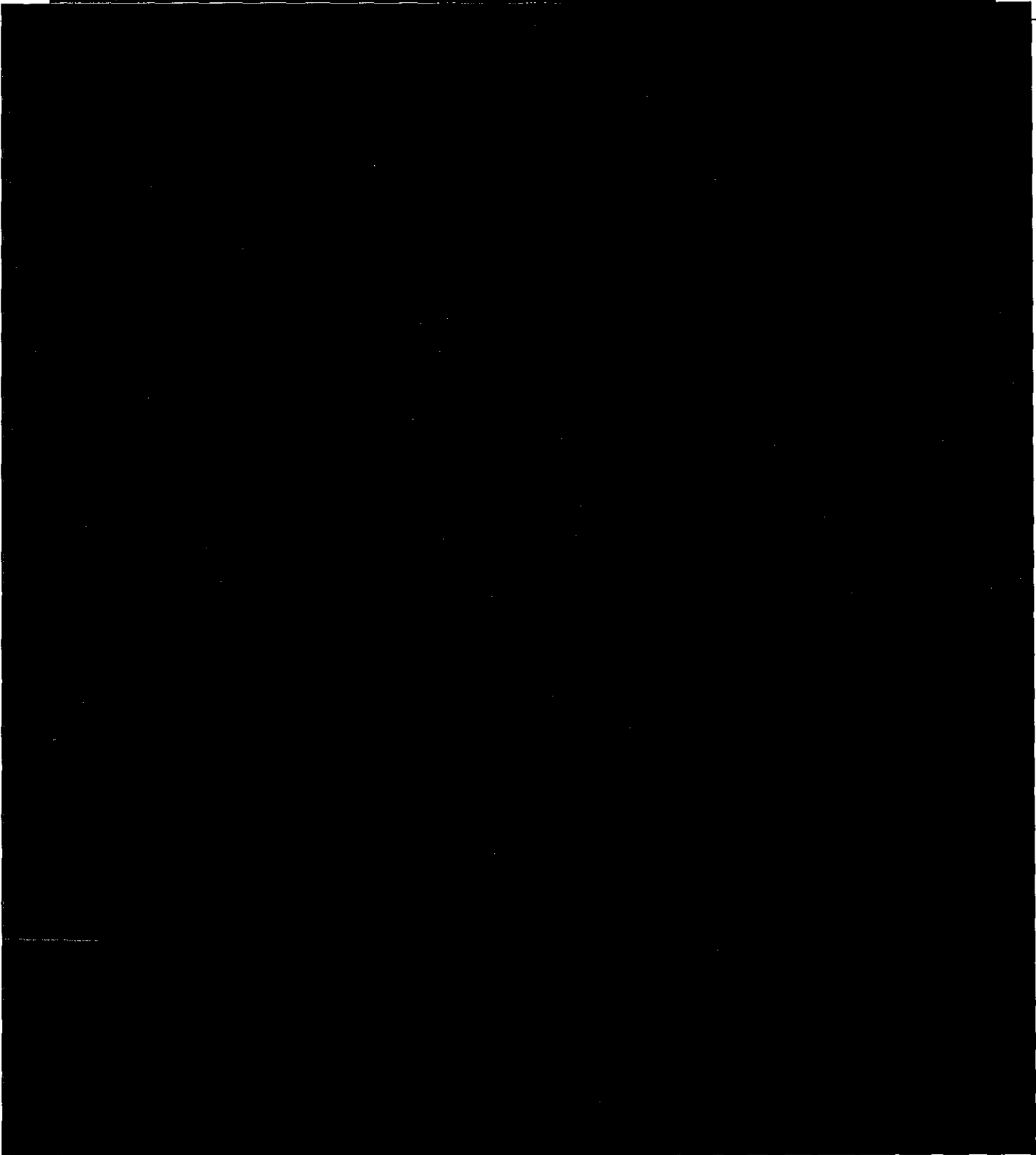
ARJIS-8 (REV. MASI PR34-02)

ORIGINAL - 05/09/2011

ARJIS  
By: *PM*  
Date: *5.14*



INCIDENT NUMBER	ADDITIONAL VICTIM/WITNESS LISTED Y	ADDITIONAL COMPANIONS LISTED N	PAGE 2 OF 11	CASE NUMBER 1102435
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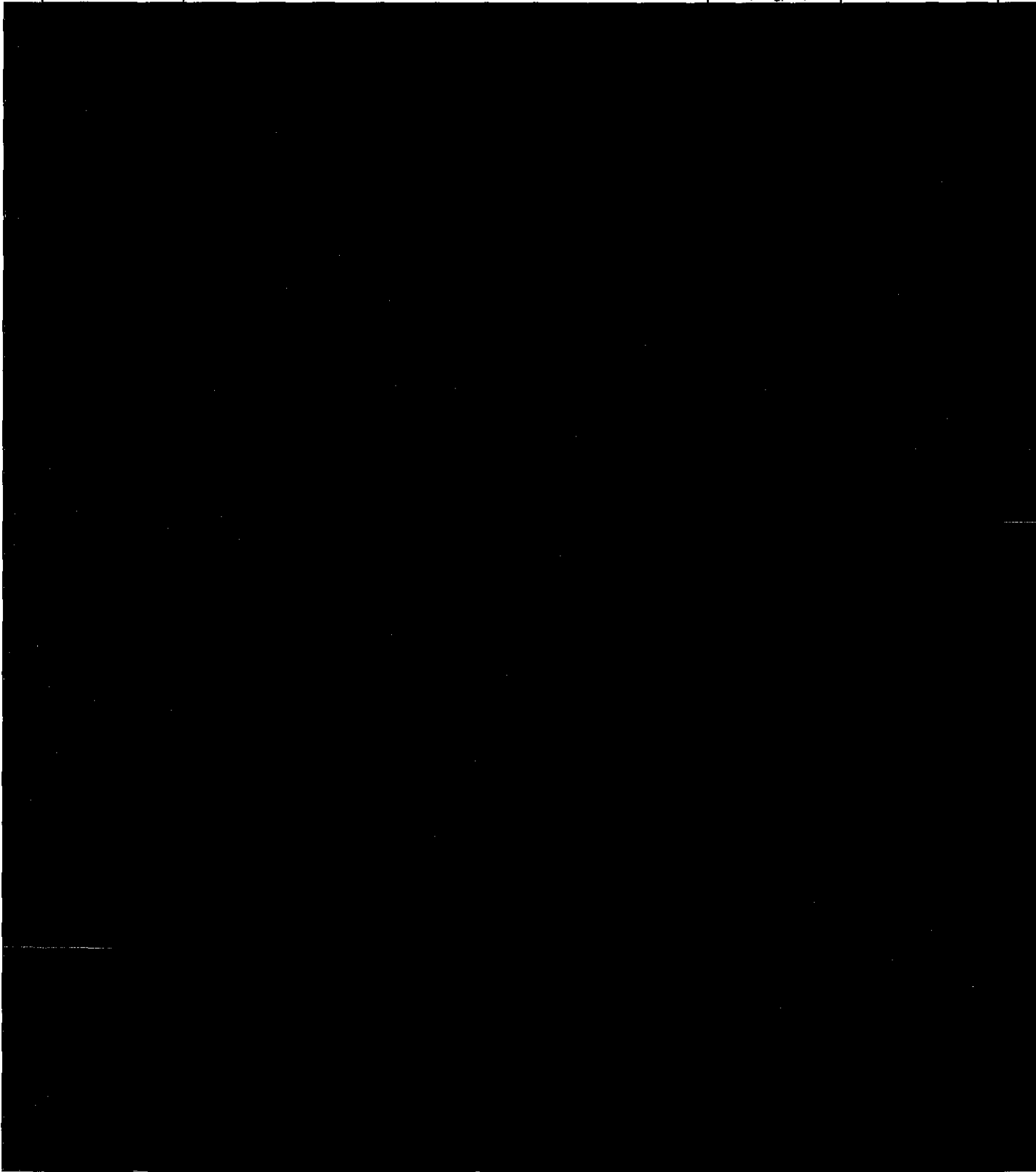
REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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INCIDENT NUMBER

SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

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1102435



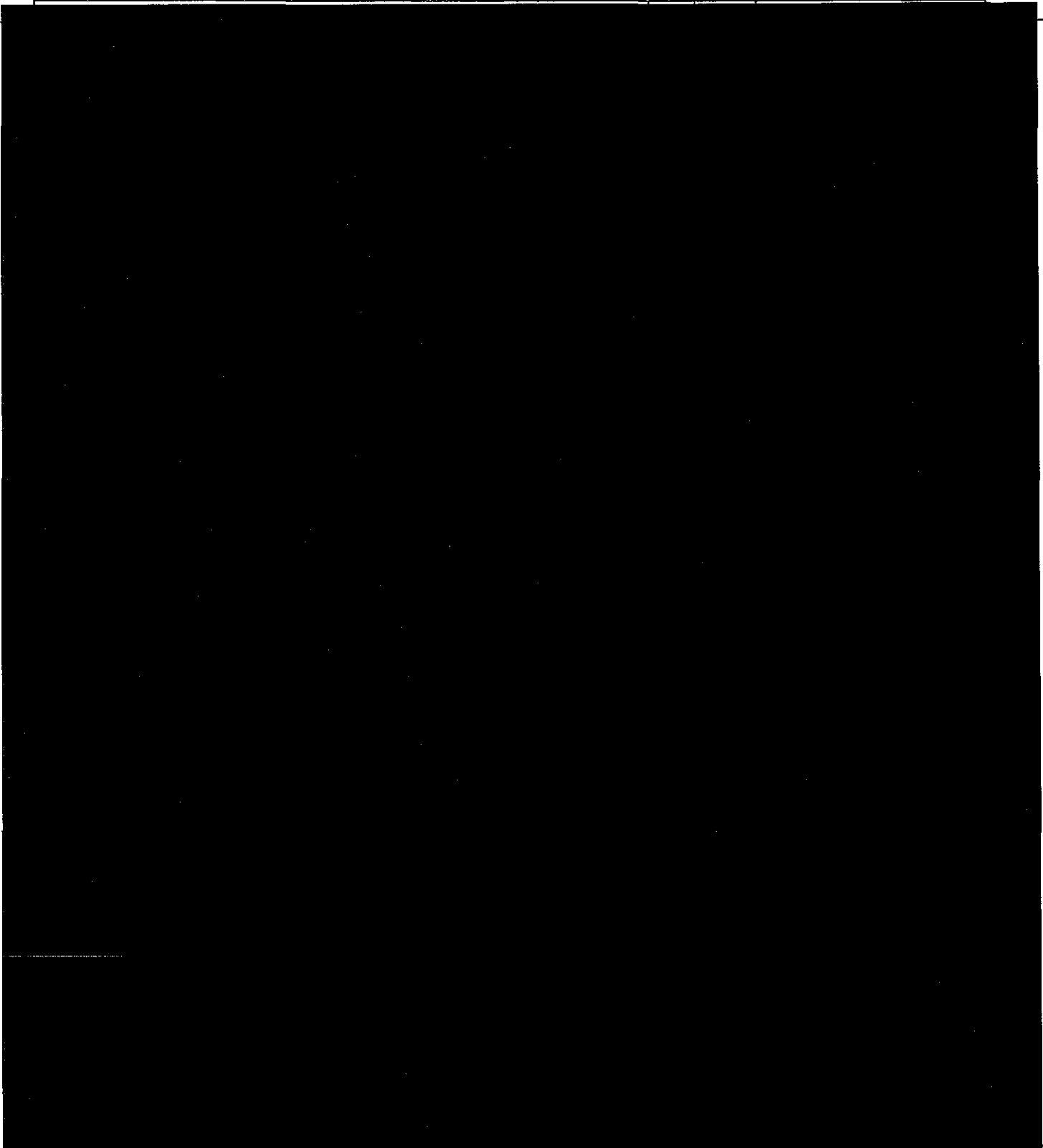
REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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INCIDENT NUMBER

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INCIDENT NUMBER

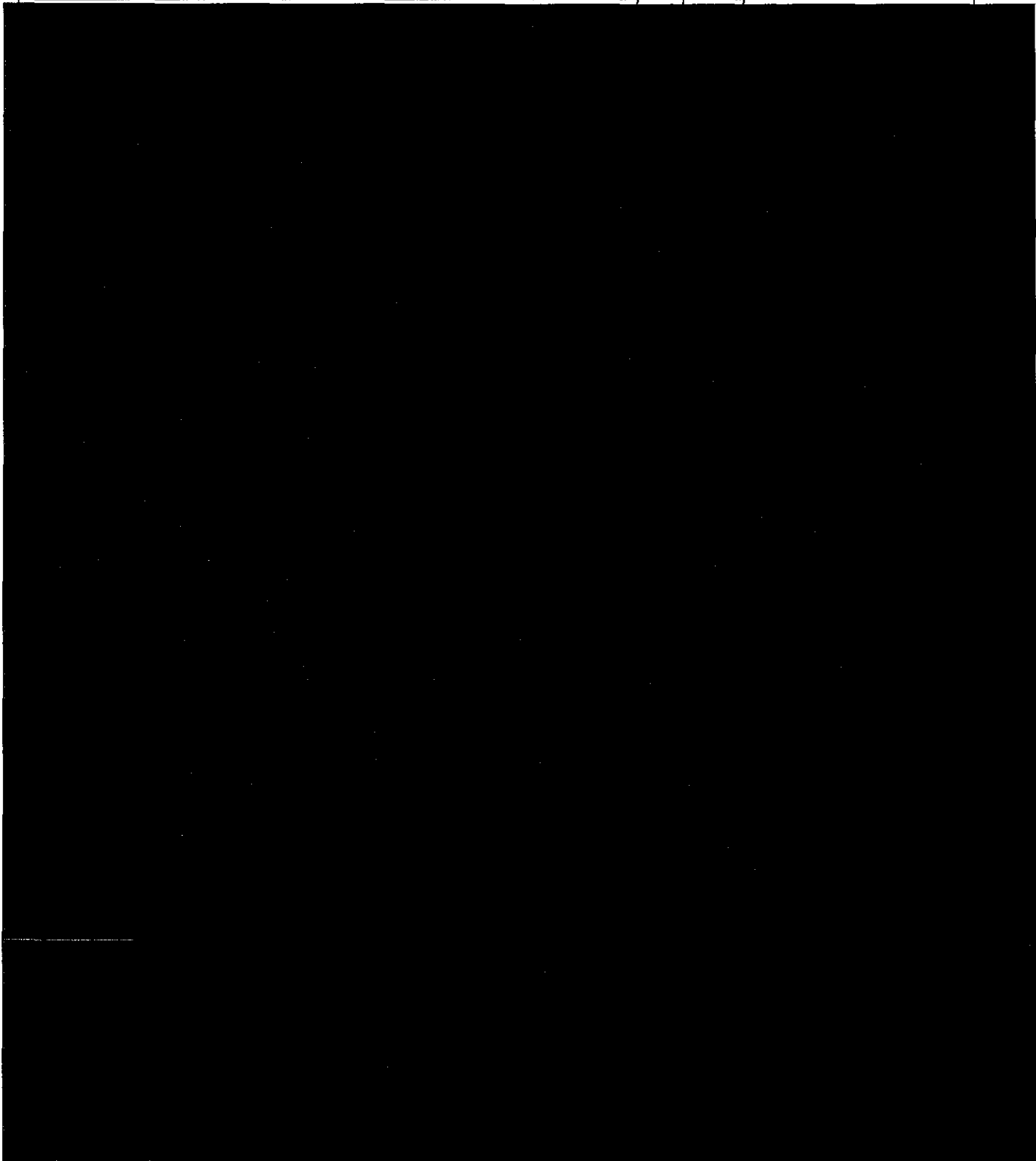
SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

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REPORTING OFFICER

Hernandez

ID#

430

DIVISION

PAT

APPROVED BY

Hernandez

ID#

376

DATE AND TIME OF REPORT

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INCIDENT NUMBER

SAN DIEGO REGIONAL  
EVIDENCE REPORT

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REPORTING OFFICER  
Hernandez

ID#  
430

DIVISION  
PAT

APPROVED BY  
Hernandez

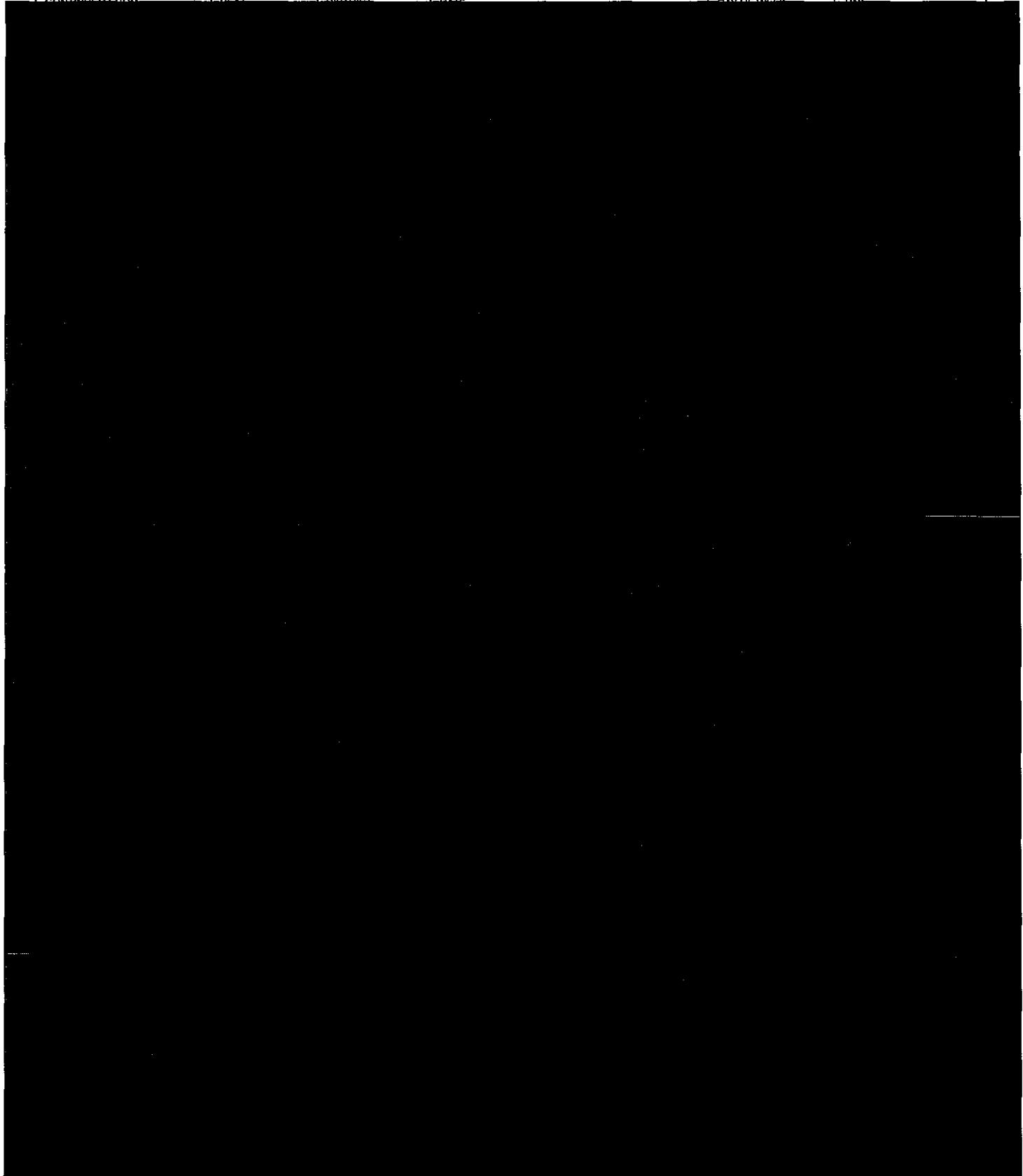
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DATE AND TIME OF REPORT  
05/08/2011 04:29

ARJIS-4 (REV. MASI PR3/4-02)

ORIGINAL - 05/09/2011

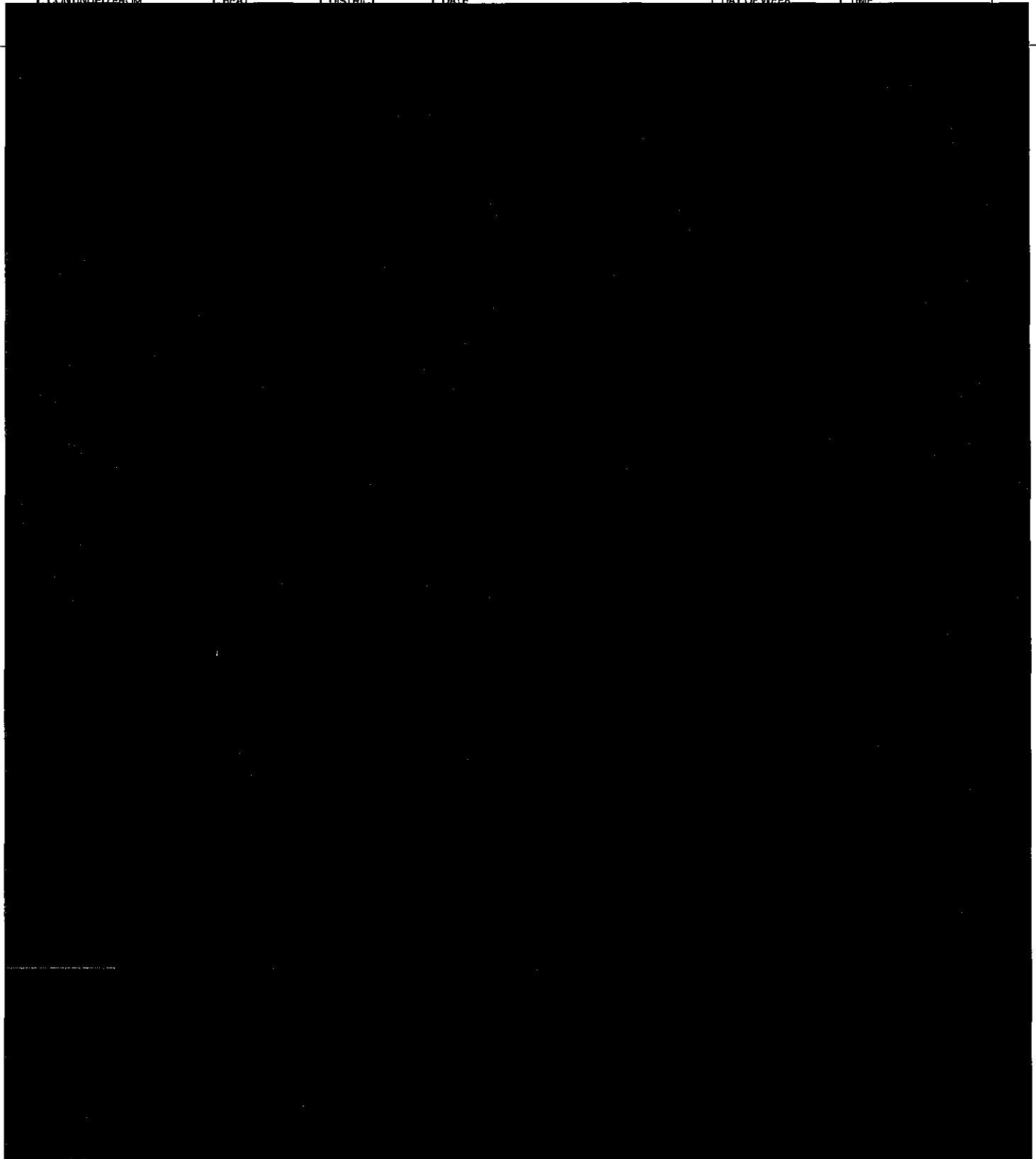
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 7 OF 11	CASE NUMBER 1102435
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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

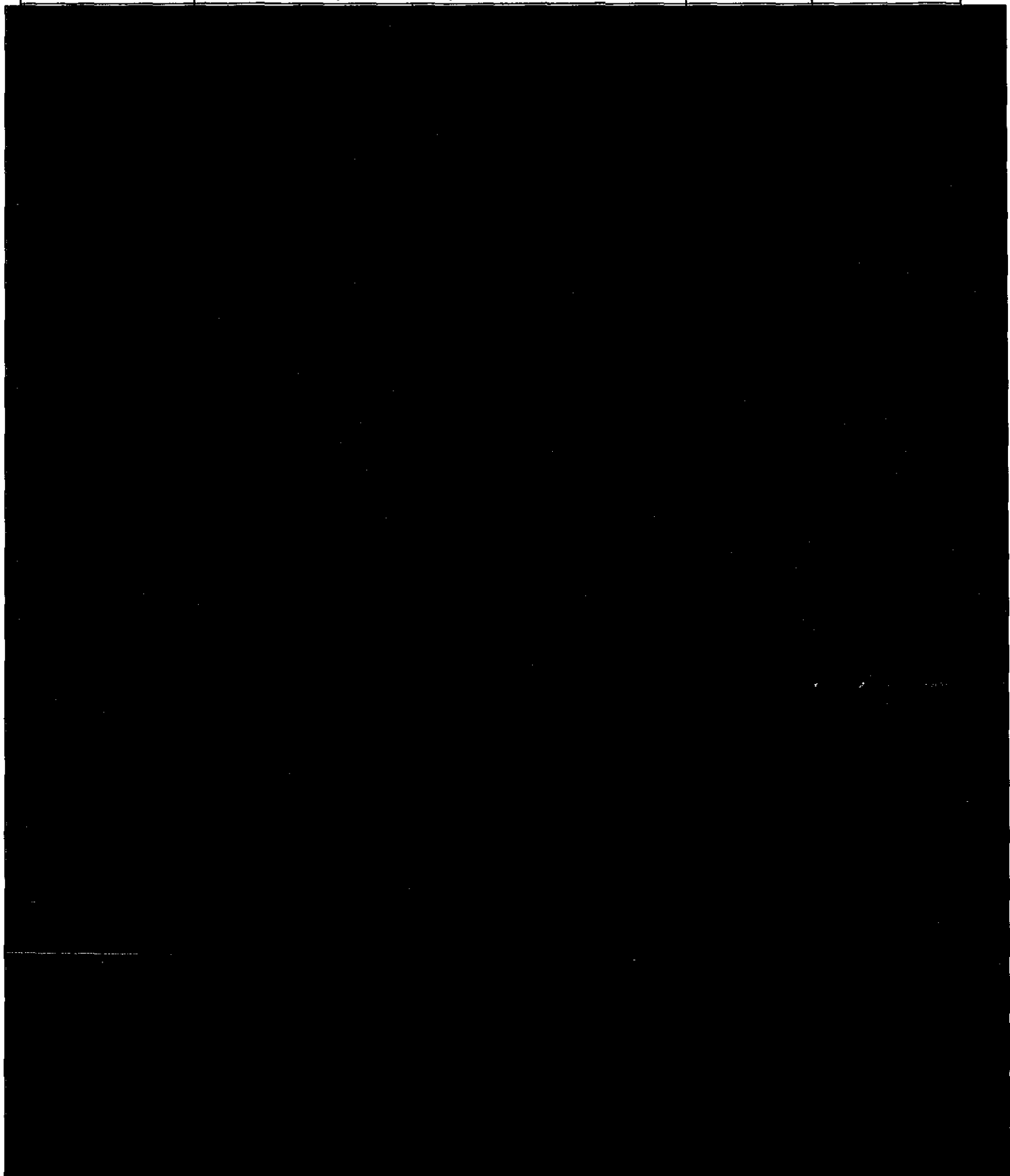
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 11	CASE NUMBER 1102435
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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE	PAGE 9 OF 11	CASE NUMBER 1102435
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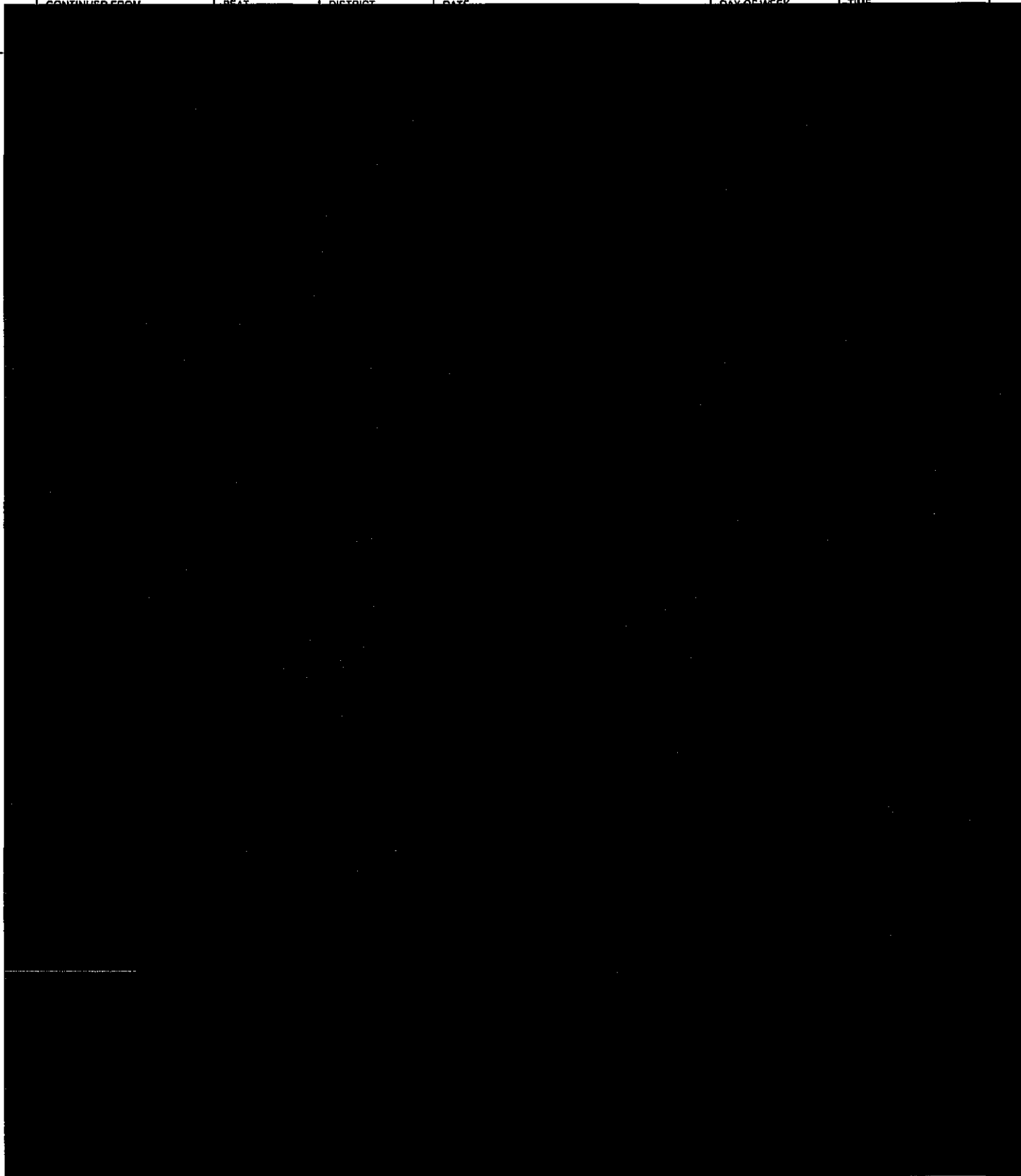


REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011



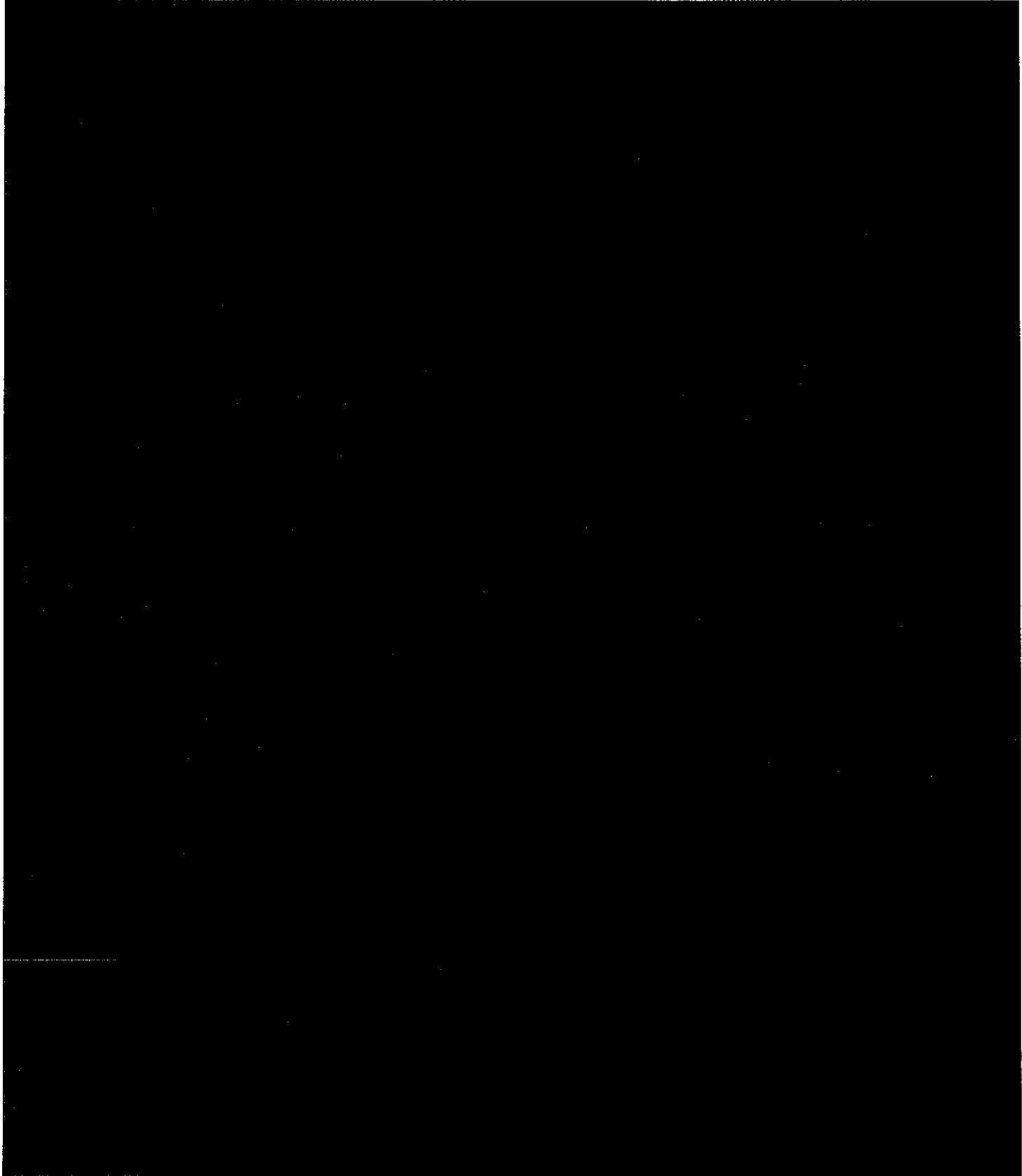
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 10 OF 11	CASE NUMBER 1102435
CONVICTED	BEAT	DISTRICT	DATE OF OFFENSE	TIME



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REPORTING OFFICER Hernandez	ID# 430	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 04:29
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ORIGINAL - 05/09/2011

DRS  
5/9/11

INCIDENT NUMBER		<b>SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS</b>				PAGE 1 OF 6		CASE NUMBER 1102435	
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 5/6/2011	

<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W- <input type="checkbox"/>	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W-13	KLOS, F								
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4475		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	347			No	N	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	NCPD				DETECTIVE				
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W- <input type="checkbox"/>	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W-13	BAVENCOFF, D								
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4400		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	379			No	N	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	NCPD				DETECTIVE				
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W- <input type="checkbox"/>	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W-16	FLORES, A								
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4449		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	4654			No	N	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	NCPD				PROP. & EVID. SPEC.				
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W- <input type="checkbox"/>	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE		VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER Klos	ID# 347	DIVISION INV	APPROVED BY	ID#	DATE AND TIME OF REPORT 06/08/2011 18:13
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INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 2 OF 6	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 5/6/2011	DAY OF WEEK Fri	TIME
PRIMARY CODE SECTION VC 2800.2(A) - EVADING PEACE OFFICER WITH WANTON DISREGARD ETC.					
ADDITIONAL CODE SECTION(S) VC 23152A - DUI ALCOHOL AND/OR DRUGS					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

**CALLOUT:**

On Friday, 5/6/2011, at about 2345 hours, Detective Bavencoff #379 notified me that there was a detective callout for an officer involved shooting near E. 22<sup>nd</sup> Street & "D" Avenue. I arrived at about 0008 hours on Saturday, 5/7/2011. I saw that crime scene tape had been erected cordoning off E. 22<sup>nd</sup> Street from roughly the west curblane of "D" Avenue to west of "C" Avenue. Marked police cars and officers were protecting the scene on both sides.

**BRIEFING:**

On 5/7/2011, at about 0055 hours, Acting Sergeant Aydelotte #404 held a briefing for detectives. During the briefing, I was told the following information:

- Officers responded to the area of E. 24<sup>th</sup> Street & "D" Avenue for a report of a person down, described as a partially nude and unresponsive female. Officers feared that she might have been drugged and been the victim of a sexual assault.
- While officers were on scene with the female, a possible suspect vehicle drove by, which was a white [REDACTED]
- The [REDACTED] pulled over along the north curblane of the eastern part of 300 E. 22<sup>nd</sup> Street, in between a gap in the parked cars. The driver did not comply with officers, and subsequently led officers on a vehicle pursuit.
- Acting Sergeant Aydelotte's police car, Equipment #438, remained at the scene and did not join in the pursuit.
- A black [REDACTED] at the northeast corner of E. 22<sup>nd</sup> Street & "C" Avenue was struck by the suspect vehicle as it fled (police cars had blocked the suspect vehicle's path at "C" Avenue).
- Two traffic cones in the middle of the street at E. 22<sup>nd</sup> Street & "C" Avenue had been placed over two shell casings from when Officer Taylor fired his weapon.

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REPORTING OFFICER Klos	ID# 347	DIVISION INV	APPROVED BY	ID#	DATE AND TIME OF REPORT 06/08/2011 18:13
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PRIMARY CODE SECTION VC 2800.2(A) - EVADING PEACE OFFICER WITH WANTON DISREGARD ETC.					
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LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

**GENERAL SCENE INFORMATION:**

The scene consisted of E. 22<sup>nd</sup> Street from "D" Avenue to just west of "C" Avenue.

The incident took place during darkness. The scene was illuminated somewhat by lights at the following locations:

- Southwest corner of E. 22<sup>nd</sup> Street & "D" Avenue (two standard streetlights)
- Northwest corner of E. 22<sup>nd</sup> Street & "C" Avenue (one standard streetlight)
- South side of 300 E. 22<sup>nd</sup> Street (two small lights)
- Lights from nearby apartment parking lots
- Porch lights – various residences

E. 22<sup>nd</sup> Street is a paved asphaltic concrete roadway that runs east/west. There is one lane in each direction, but there are no lane markings painted on the roadway delineating opposing traffic. On-street parking is allowed on the both sides of the street. Single detached homes are on the north side of the street. A large apartment complex is on the south side of the street. E. 22<sup>nd</sup> Street terminates to the east at "D" Avenue.

"D" Avenue is a paved asphaltic concrete roadway that runs north/south. There is one lane in each direction. Opposing traffic is delineating by a dashed yellow line painted on the roadway. On-street parking is allowed on the both sides of the street. Single detached homes are on the west side of the street, north of E. 22<sup>nd</sup> Street. A large apartment complex is on the west side of the street, south of E. 22<sup>nd</sup> Street. There is also a large apartment complex on the east side of the street.

"C" Avenue terminates to the south at E. 22<sup>nd</sup> Street. "C" Avenue is a paved asphaltic concrete roadway that runs north/south. There is one lane in each direction, but there are no lane markings painted on the roadway delineating opposing traffic. On-street parking is allowed on the both sides of the street. Single detached homes are on both sides of the street.

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PRIMARY CODE SECTION VC 2800.2(A) - EVADING PEACE OFFICER WITH WANTON DISREGARD ETC.					
ADDITIONAL CODE SECTION(S) VC 23152A - DUI ALCOHOL AND/OR DRUGS					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

### SCENE INVESTIGATION:

CSS (Crime Scene Specialist) Kirkendall #4756 assisted by taking time-exposure photographs of the scene and collecting the two shell casings. She gave the shell casings to me, which I later impounded.

I noted the following items of interest in the scene:

- Two shell casings, marked as Evidence Markers 1 and 2, on E. 22<sup>nd</sup> Street at "C" Avenue. These items were documented in the scene diagram.
- Acting Sergeant Aydelotte's police car (Equipment #438), which was parked facing west in the eastern portion of the 300 block of E. 22<sup>nd</sup> Street. The vehicle's position was documented in the scene diagram.
- Near Acting Sergeant Aydelotte's police car: a single [REDACTED] (a roll of crime scene tape was placed around the [REDACTED] so it could be protected at the scene); off-white dust (appeared to be [REDACTED] dust from a broken [REDACTED] two black rubber gloves. These items were documented in the scene diagram.
- The black [REDACTED] (CA [REDACTED] that was struck by the suspect vehicle was found in an uncontrolled resting position along the northeast corner of E. 22<sup>nd</sup> Street & "C" Avenue facing in a northwesterly direction. Its position was documented in the scene diagram. The [REDACTED] sustained moderate damage to the left front quarter panel forward of the tire, and to the front bumper and grille. Note: after viewing the footage from Sheriff's [REDACTED] the [REDACTED] was originally parked facing east along the north curblane of E. 22<sup>nd</sup> Street. The force of the suspect vehicle's collision with the [REDACTED] moved the [REDACTED] forward and to the right. Using a new rubber glove, I collected flakes of paint into an envelope from the left front area [REDACTED]
- Vehicle debris in the area left and forward of the [REDACTED]
- On the pavement along the west side of the [REDACTED] were two tire friction marks (TFMs) that were likely made by the suspect vehicle during the collision. The TFMs were only barely visible, so CSS Kirkendall and I positioned orange evidence marker arrows on the ground over the TFMs so their location could be depicted in photographs and documented for the scene diagram.

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After CSS Kirkendall secured, I attempted to photograph the vehicles using her Nikon camera. Because I am unfamiliar its operation, the pictures I took were not to my satisfaction. After daylight broke, I took photographs with my Department-issued Panasonic Lumix camera.

I measured and documented the scene using a Nikon pulse laser total station. Refer to the scene diagram for further information. I collected all evidence (with the exception of the two shell casings, which were collected by CSS Kirkendall) and then opened the scene at about 0724 hours.

I returned to NCPD and secured the evidence in the Investigations Evidence Room, where it was stored until I impounded it on 5/9/2011.

#### AERIAL PHOTOGRAPHS:

Later in the morning of 5/7/2011, I took areal photographs of 300 E. 22<sup>nd</sup> Street and the surrounding area from Sheriff's [REDACTED]. Most of the parked cars, including the black [REDACTED] were still present at the time of the photos.

#### [REDACTED] VIDEO

The Sheriff's [REDACTED] On 5/9/2011, I went to Sheriff's [REDACTED] and picked up the DVD. I made two copies for Detective Bavencoff and I impounded the original.

#### NCPD EQUIPMENT #475 (OFFICER TAYLOR'S POLICE CAR):

On 5/10/2011, Detective Bavencoff asked me to photograph the police car (Equipment #475) that Officer Taylor was driving on the night of the incident. Detective Bavencoff said that the car was now parked in the underground garage at NCPD. I went to the garage and located 475 in a patrol car parking stall. I knew that Corporal Ballardo thought the suspect vehicle struck Officer Taylor's police car, so I closely checked it for any damage. I did not locate any dents, scrapes, or anything to indicate that 475 had been in a collision. I also found that all of the car's headlights, taillights, and emergency lights were functioning properly. I photographed 475 and later impounded the photographs at NCPD.

#### 911 CALL AND RADIO TAPES:

As part of this investigation, I requested that NCPD Property & Evidence Division make copies of the 911 call and police radio traffic. PES (Property & Evidence Specialist) Flores #4654 made the copies and burned them onto a CD, which I impounded.

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ADDITIONAL CODE SECTION(S) VC 23152A - DUI ALCOHOL AND/OR DRUGS					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

**IMPOUNDED EVIDENCE:**

- Tag #I0067914: Shell casing in box labeled "Item #1" (collected by CSS Kirkendall).
- Tag #I0067915: Shell casing in box labeled "Item #2" (collected by CSS Kirkendall).
- Tag #I0067911: Glove (northeastern-most in relation to other glove (below)).
- Tag #I0067912: Glove (southwestern-most in relation to other glove (above)).
- Tag #I0067913: [REDACTED] (placed in a box with tissue to prevent movement/damage).
- Tag #I0067908: Suspected vehicle debris from roadway, near black [REDACTED] (pictured in photograph #P1000535).
- Tag #I0067909: Black plastic vehicle part from roadway in front of [REDACTED]
- Tag #I0067910: Large curved black plastic vehicle part from left front bumper of [REDACTED]
- Tag #I0067906: Clear plastic vehicle debris from curb edge (pictured in photographs #P1000538, #P1000539, #P1000540)
- Tag #I0067907: Envelope containing paint flakes from front left area of [REDACTED]
- Tag #I0067445: DVD – Daylight photos of scene (photographed by Klos on 5/7/2011 using Panasonic camera)
- Tag #I0067905: DVD – Scene photos (photographed by Klos using Panasonic camera) and aerial photos of the scene.
- Tag #I0067444: CD – Aerial photos of scene (duplicates of the aerial photos from tag #I0067905 (above)).
- Tag #I0067446: CD – Photos of Equipment #475 (photographed by me on 5/10/2011).
- Tag #I0068249: CD – 911 call and police radio traffic from incident (copied by PES Flores).
- Tag #I0066536: DVD – [REDACTED] of incident.

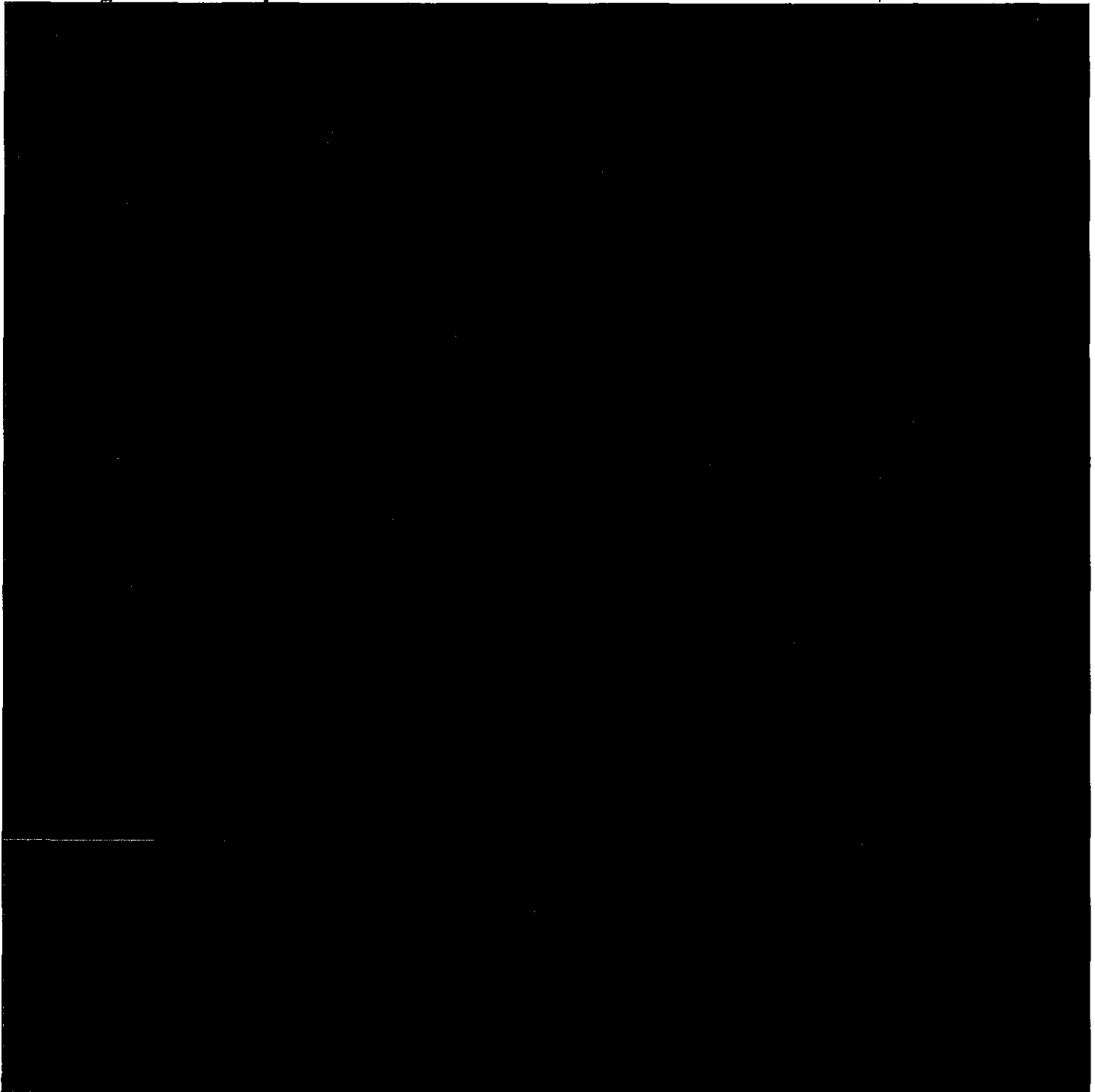
REPORTING OFFICER Klos	ID# 347	DIVISION INV	APPROVED BY	ID#	DATE AND TIME OF REPORT 06/08/2011 18:13
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PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S) VC 2800.1(A) - EVADING PEACE OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

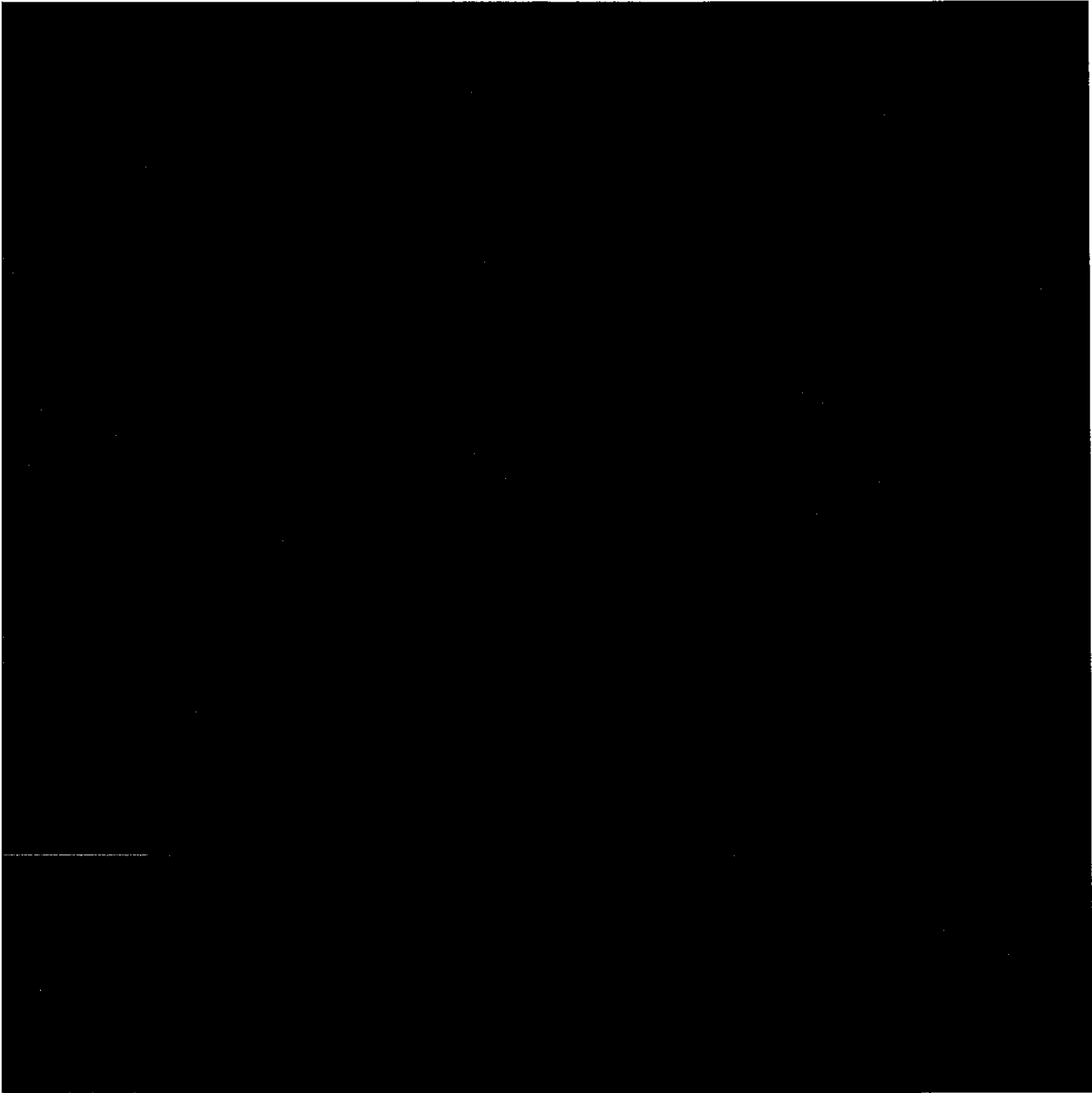
### Investigator Follow Up:



REPORTING OFFICER Wilkins	ID# 358	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/18/2011 09:08
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COPY - 06/09/2011

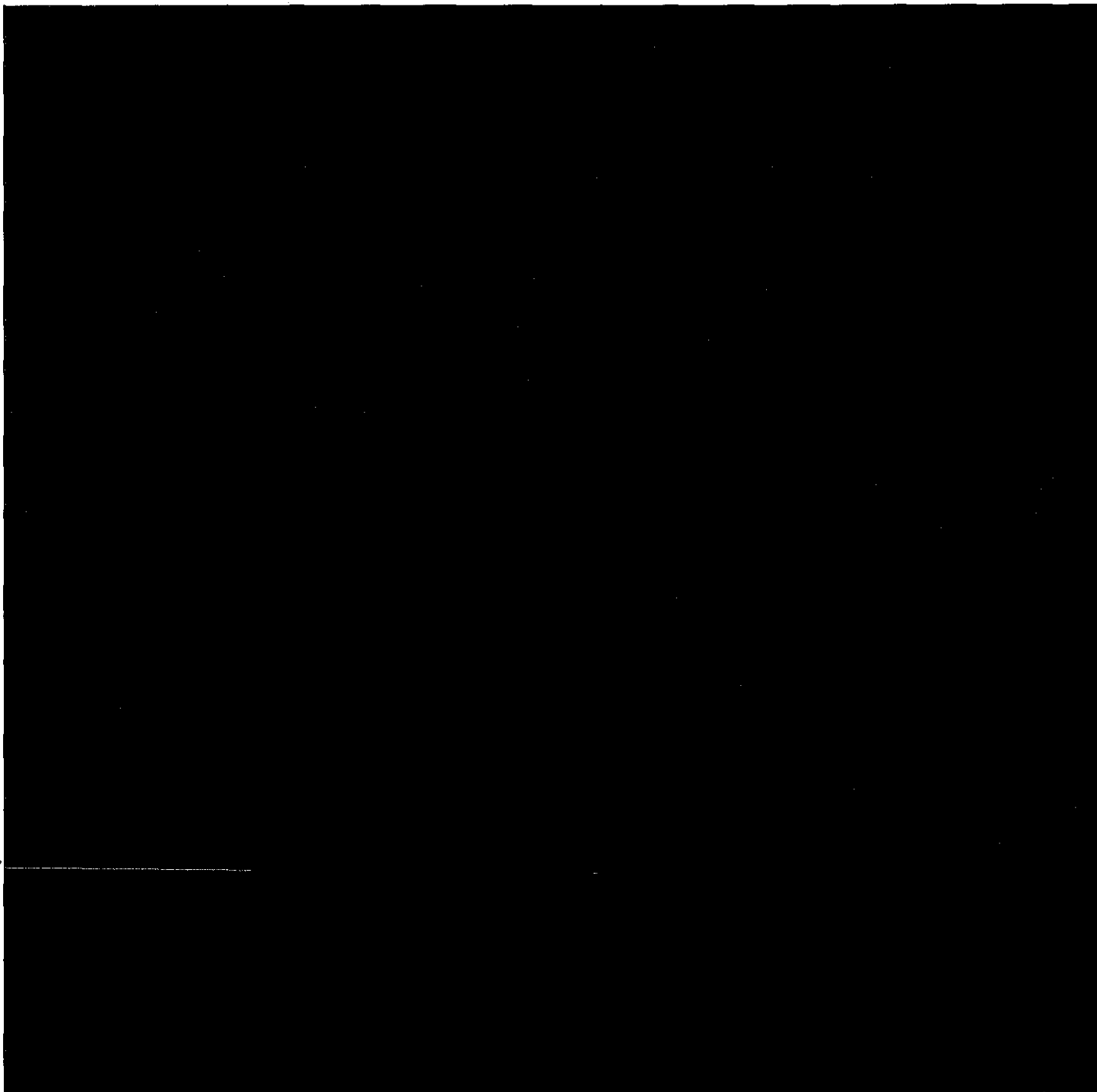
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REPORTING OFFICER Wilkins	ID# 358	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/18/2011 09:08
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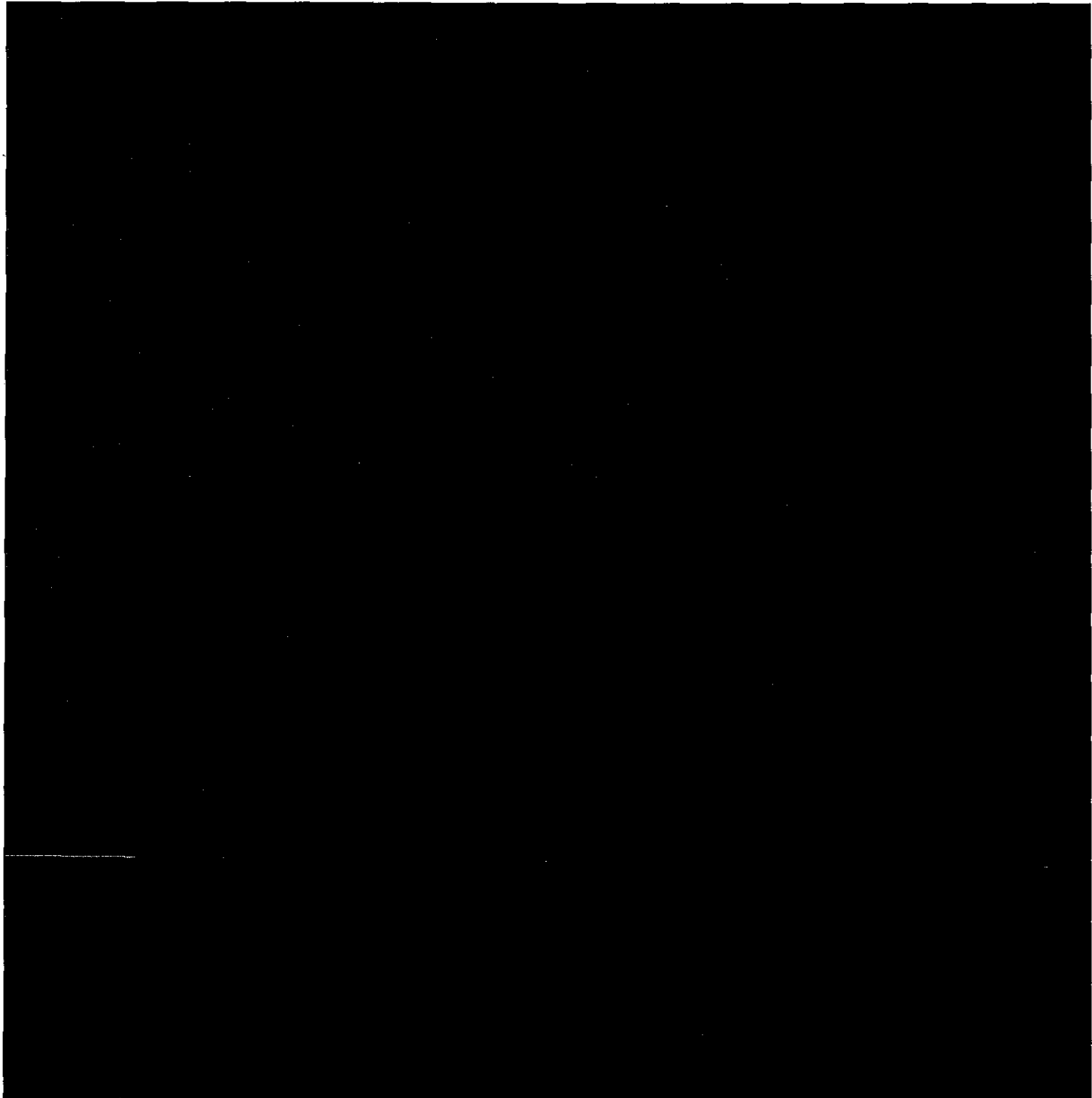
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REPORTING OFFICER Wilkins	ID# 358	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/18/2011 09:08
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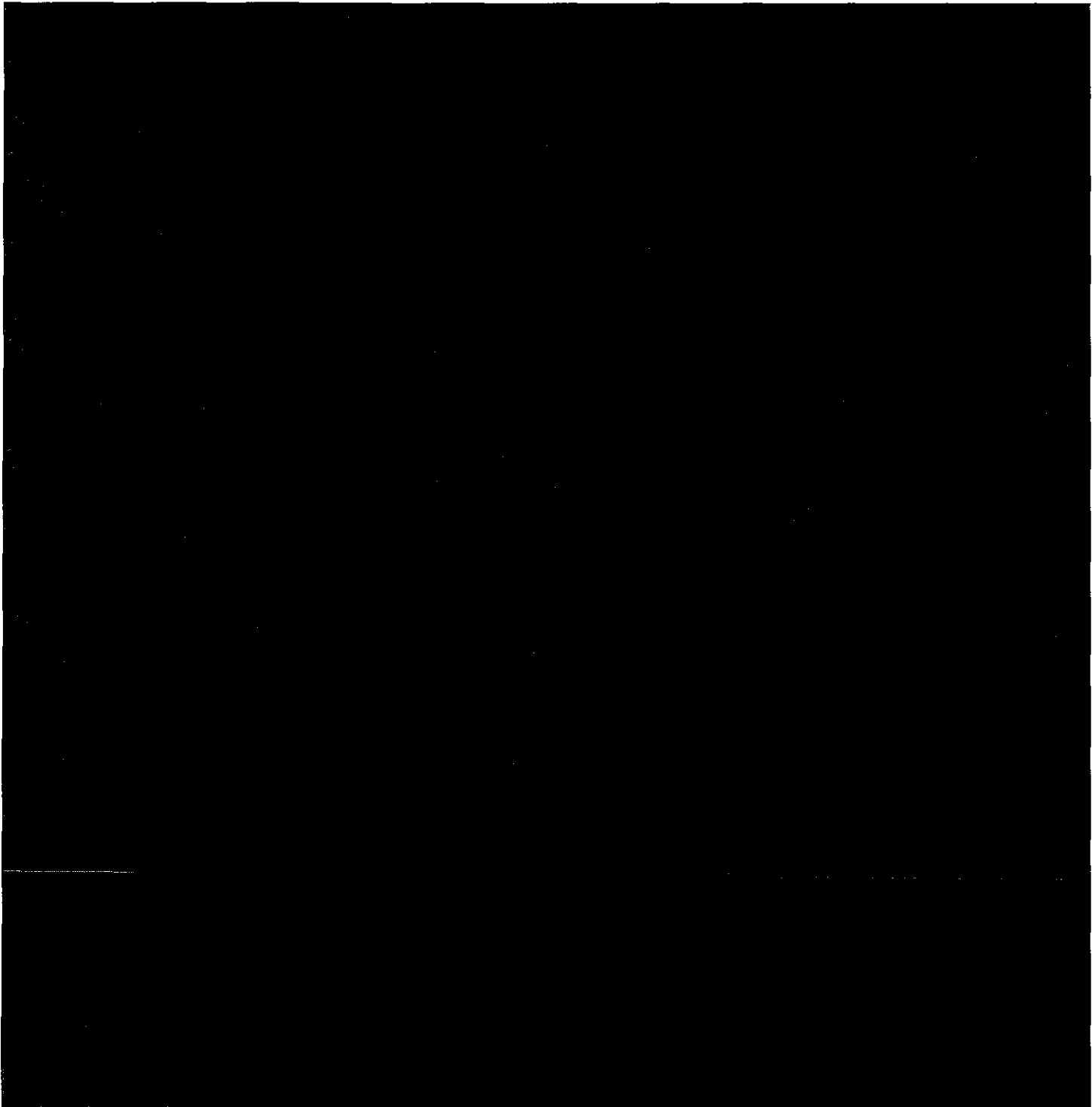
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REPORTING OFFICER Wilkins	ID# 358	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/18/2011 09:08
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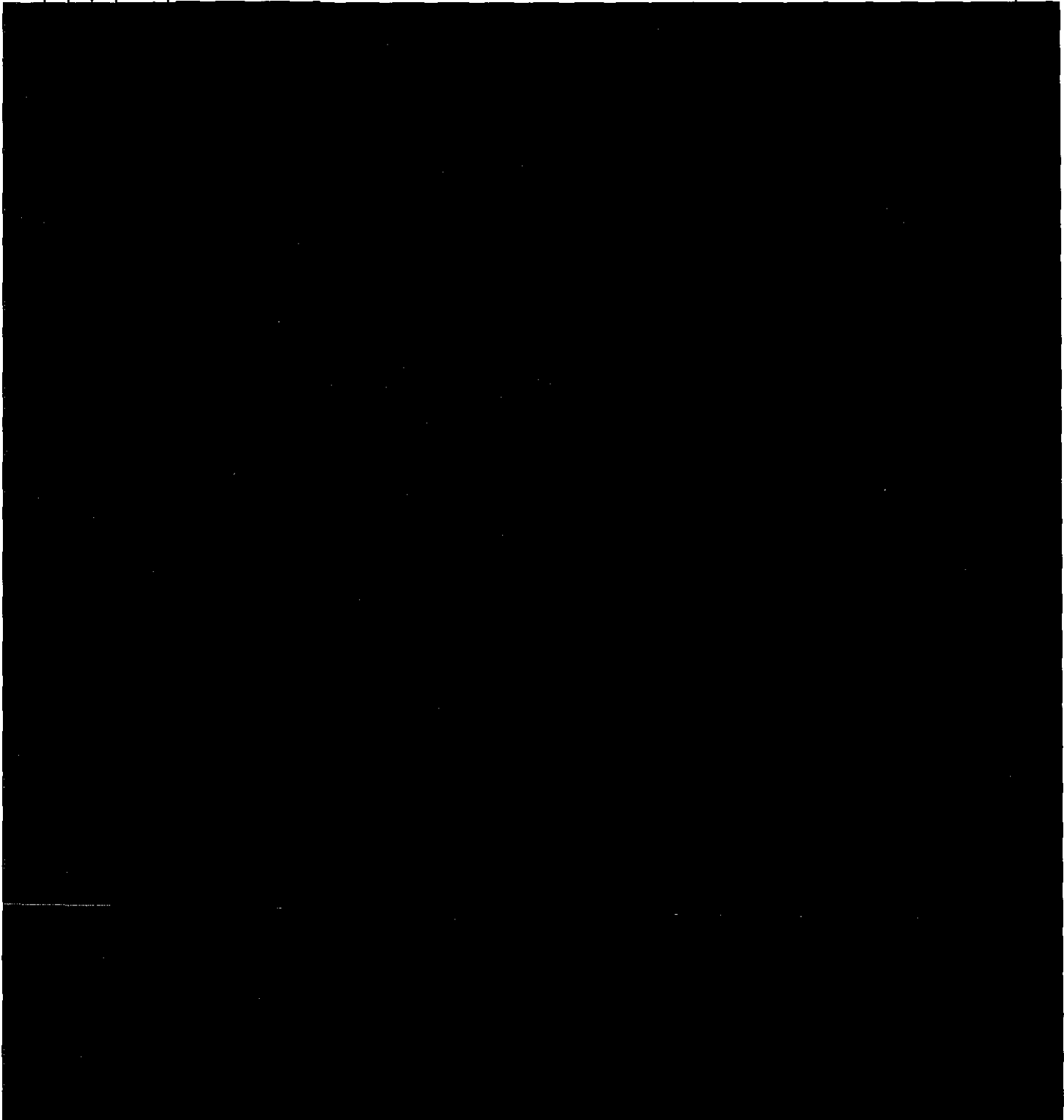
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REPORTING OFFICER Wilkins	ID# 358	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/18/2011 09:08
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	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)				



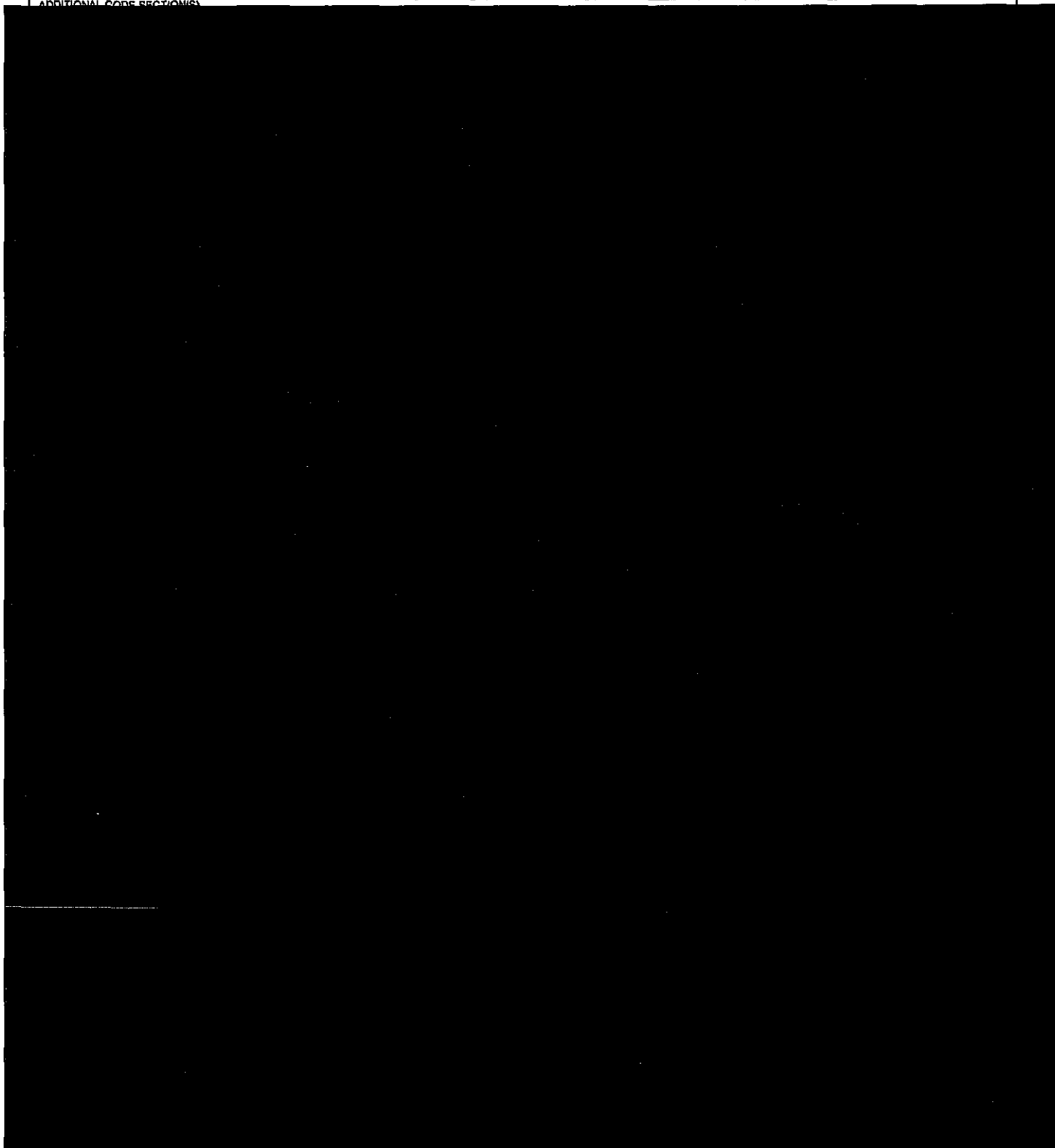
REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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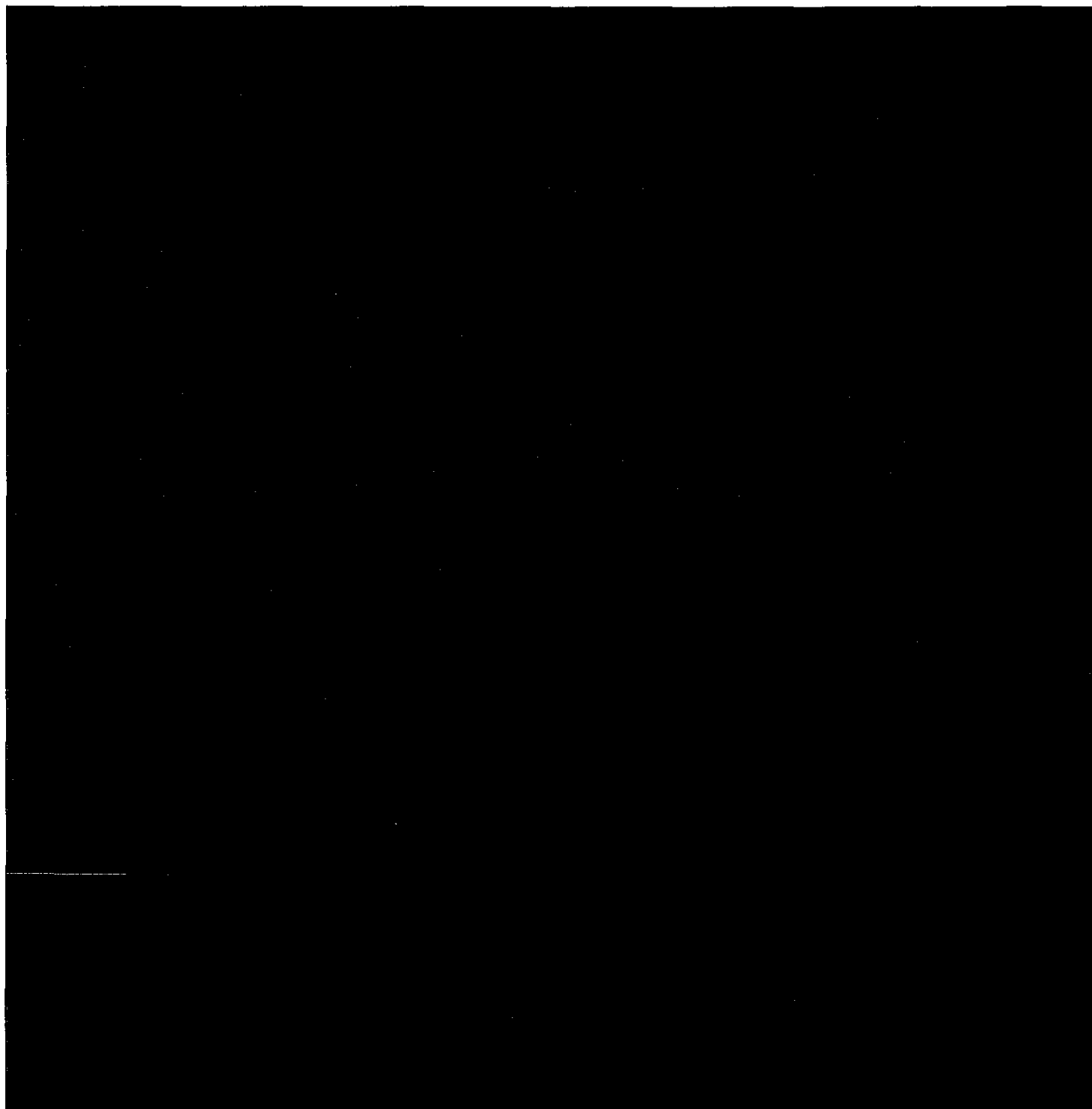
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ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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ADDITIONAL CODE SECTION(S)					
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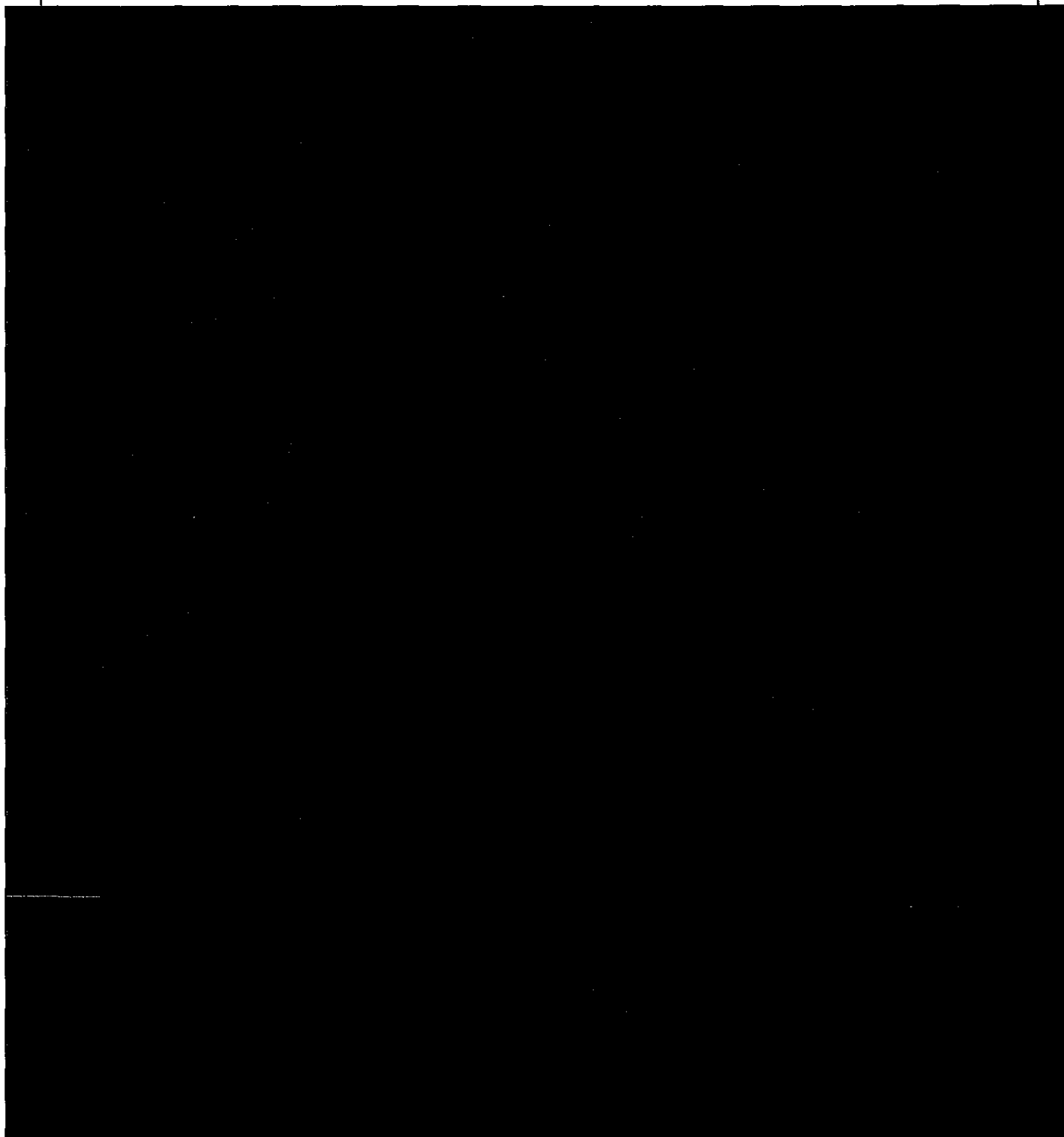


REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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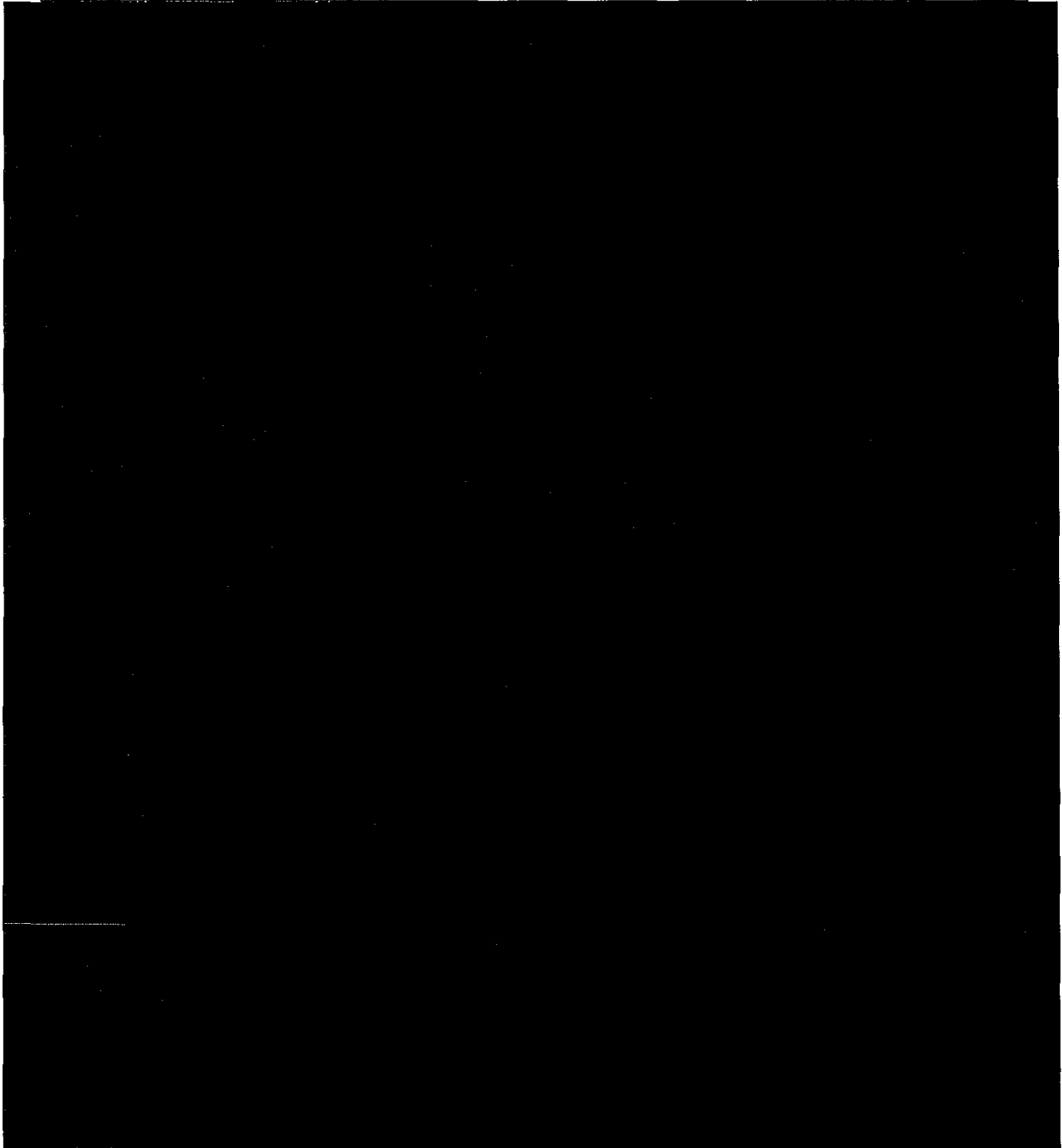
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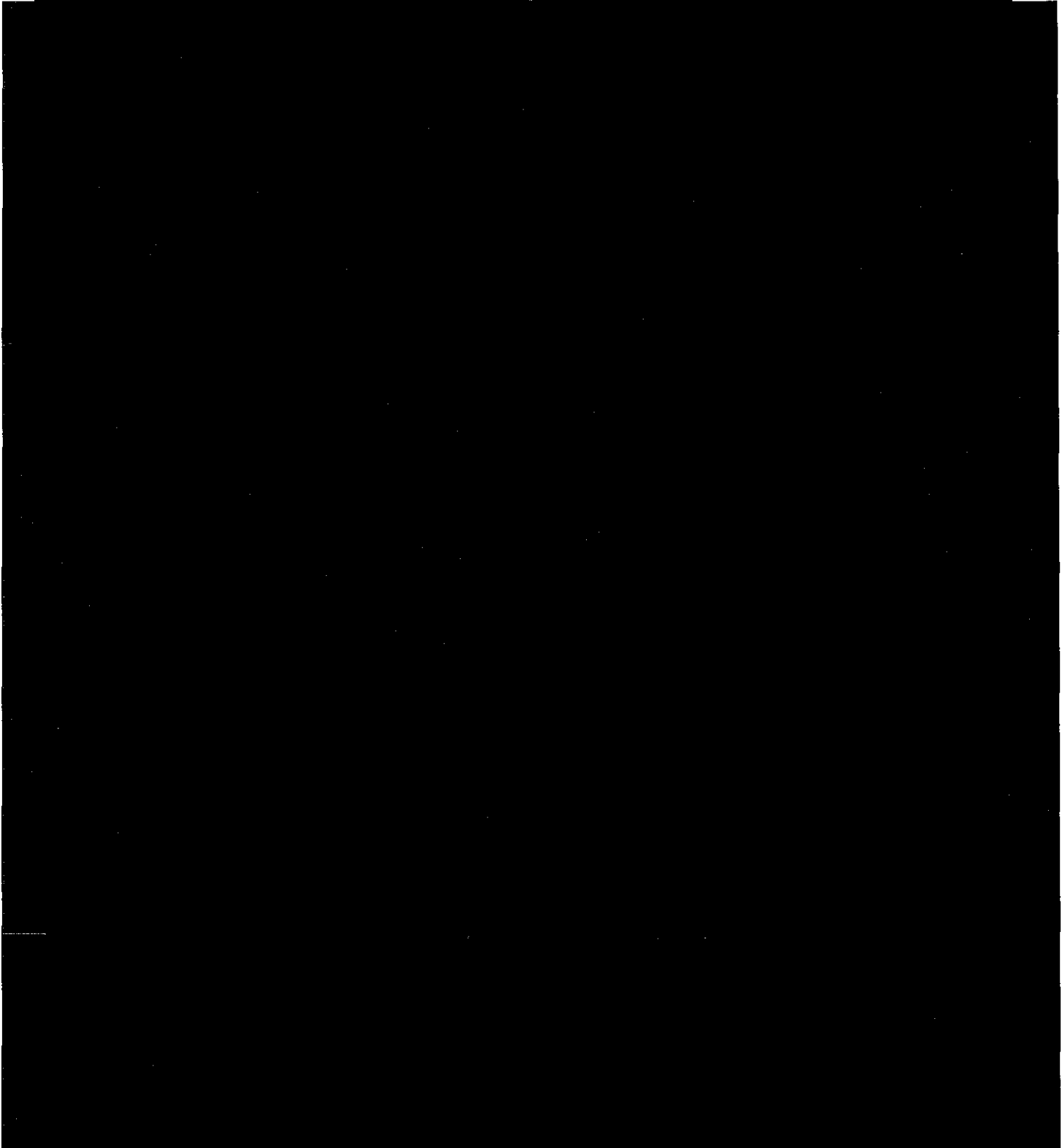
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BEAT  
24

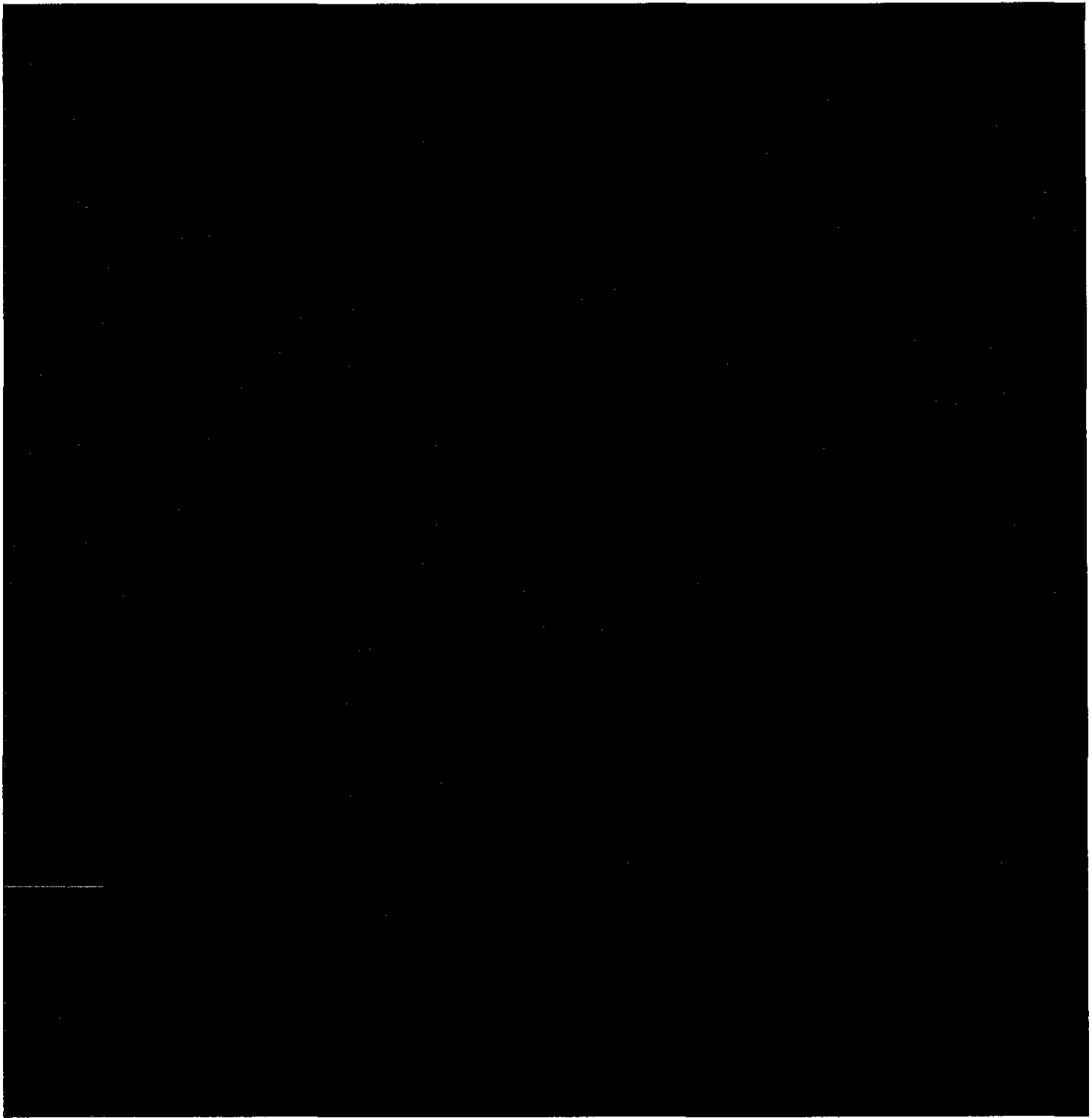
DISTRICT

DATE  
05/06/2011



REPORTING OFFICER Madsen	ID# 434	DIVISION PAT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 05/07/2011 05:03
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INCIDENT NUMBER 4	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 2	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Madsen	ID# 434	DIVISION PAT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 05/07/2011 05:03
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COPY - 05/07/2011

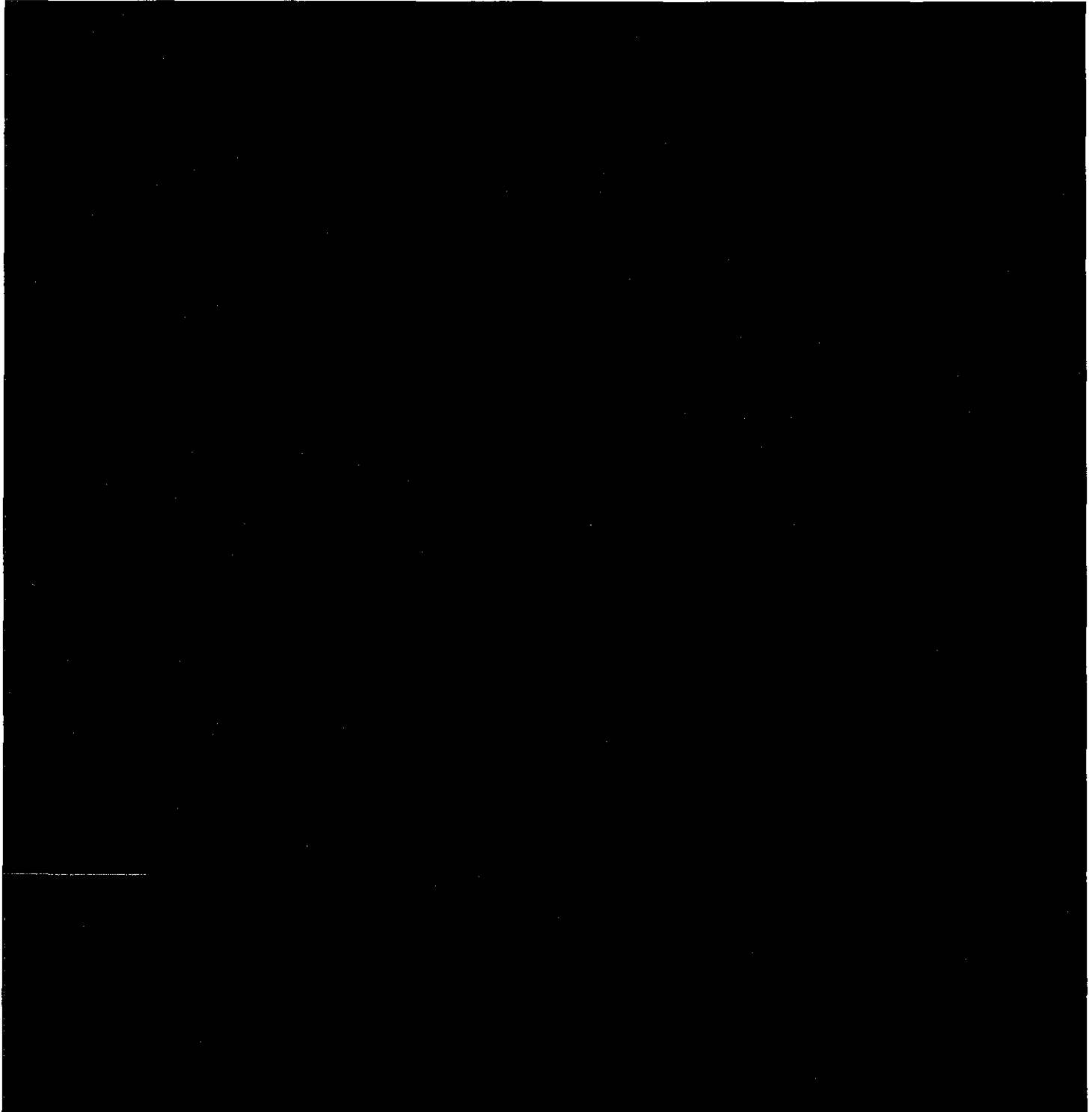
INCIDENT NUMBER	<b>SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS</b>		PAGE 1 OF 5	CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 05/06/2011

REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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ARJIS-3 (REV. MASI PR3/4-02)

**COPY - 05/09/2011**

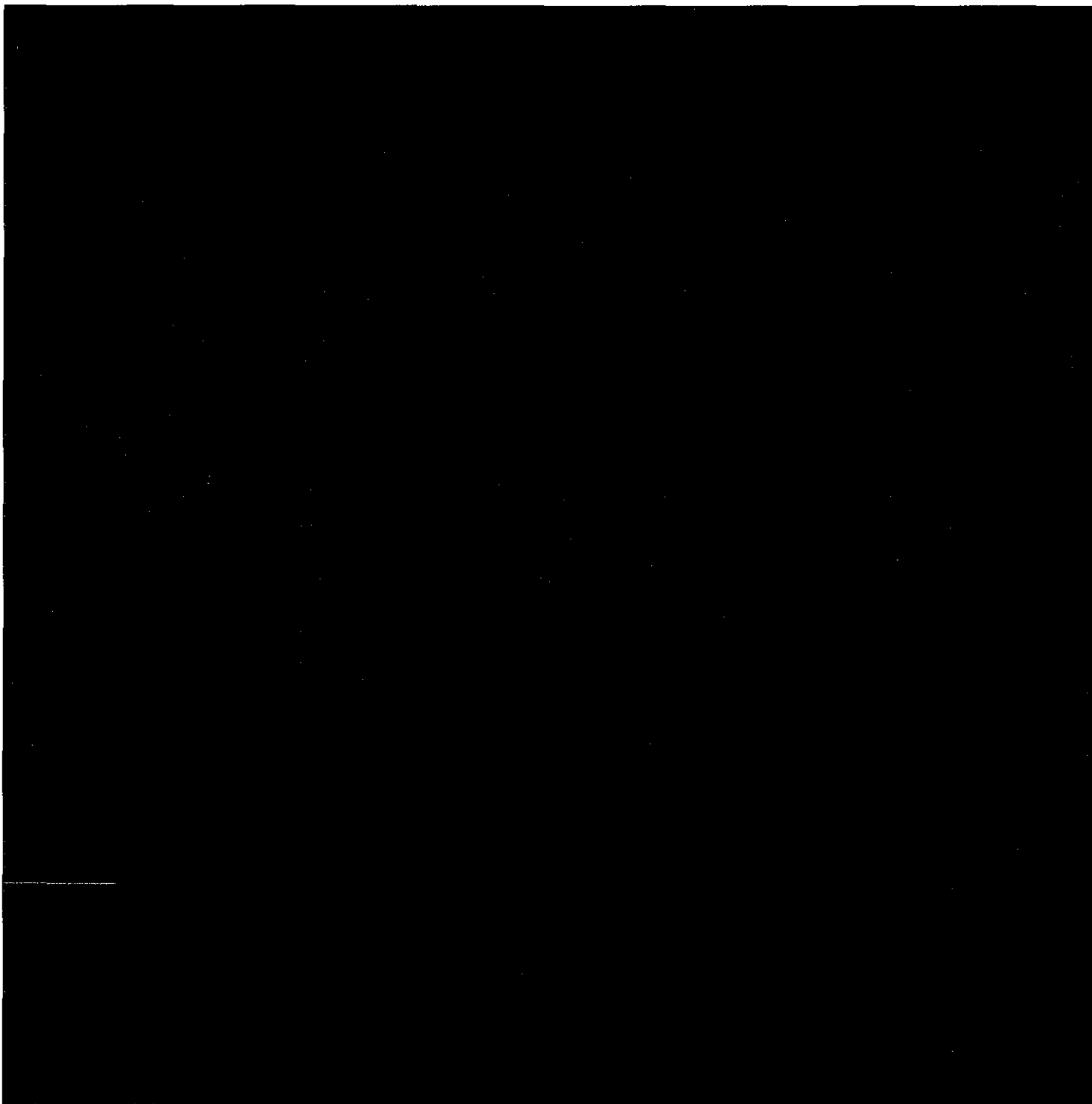
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 5	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43 - 23:25
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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COPY - 05/09/2011

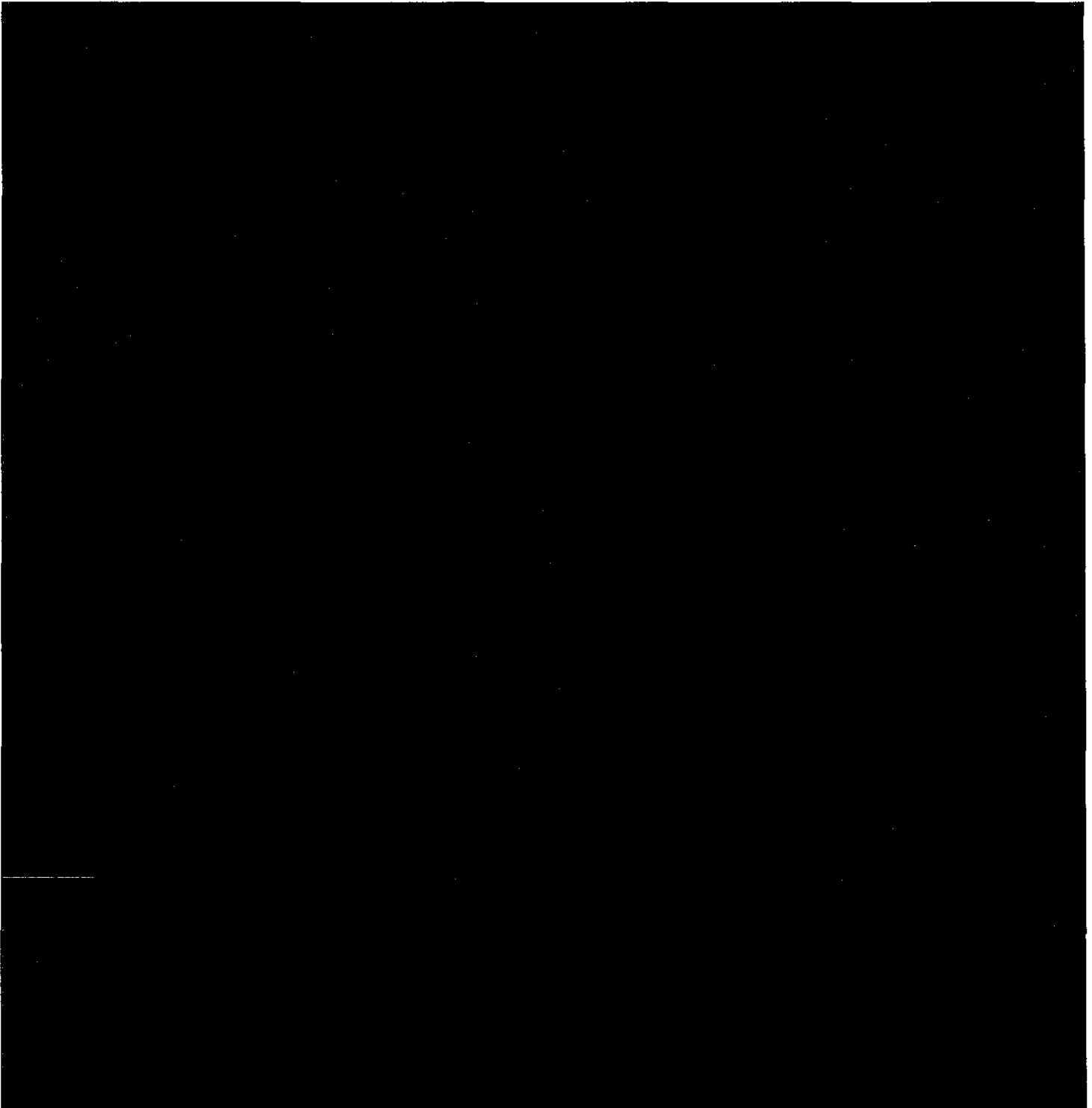
INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 3 OF 5	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43 - 23:25
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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COPY - 05/09/2011

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 5	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43 - 23:25
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

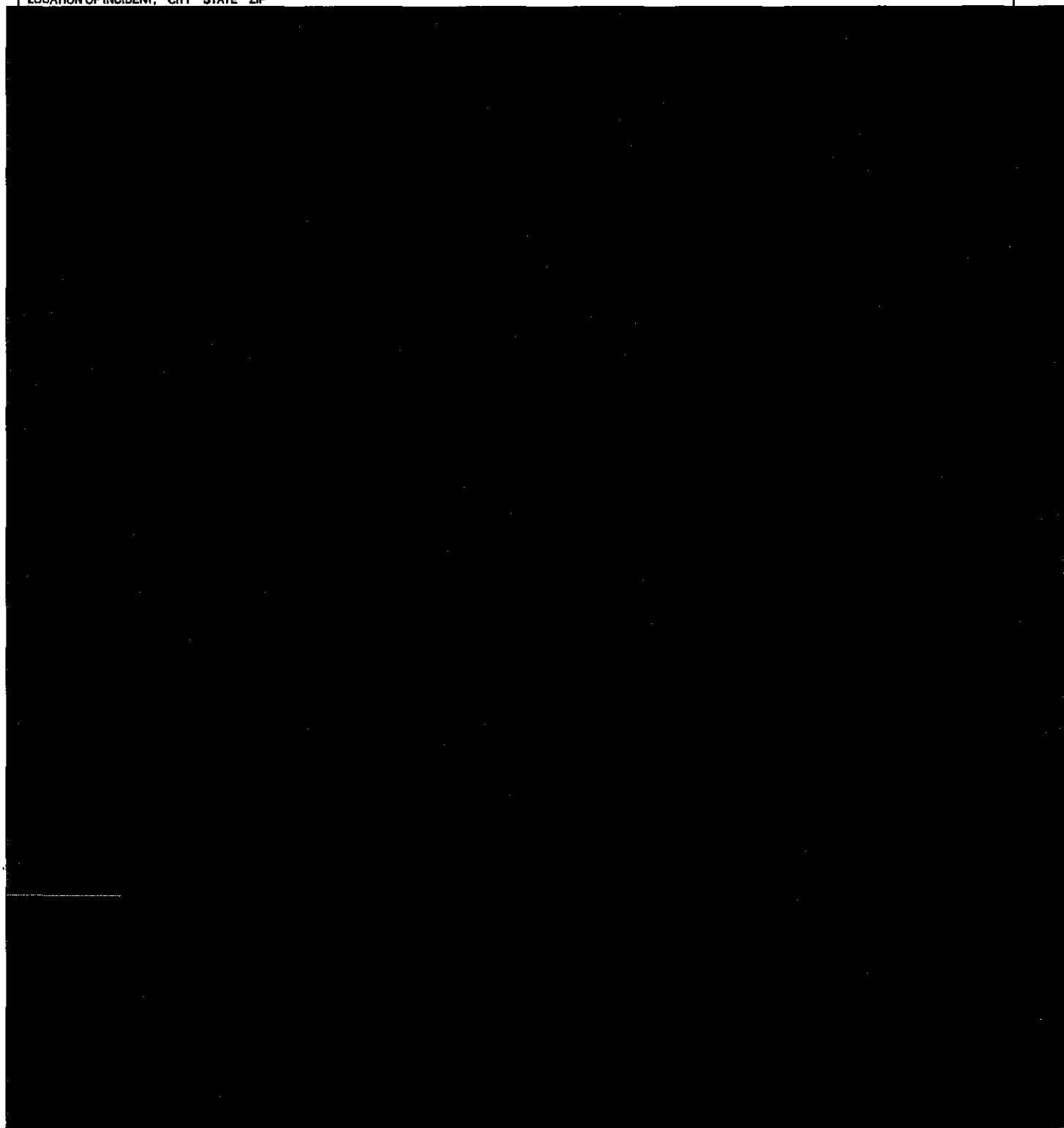


REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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COPY - 05/09/2011



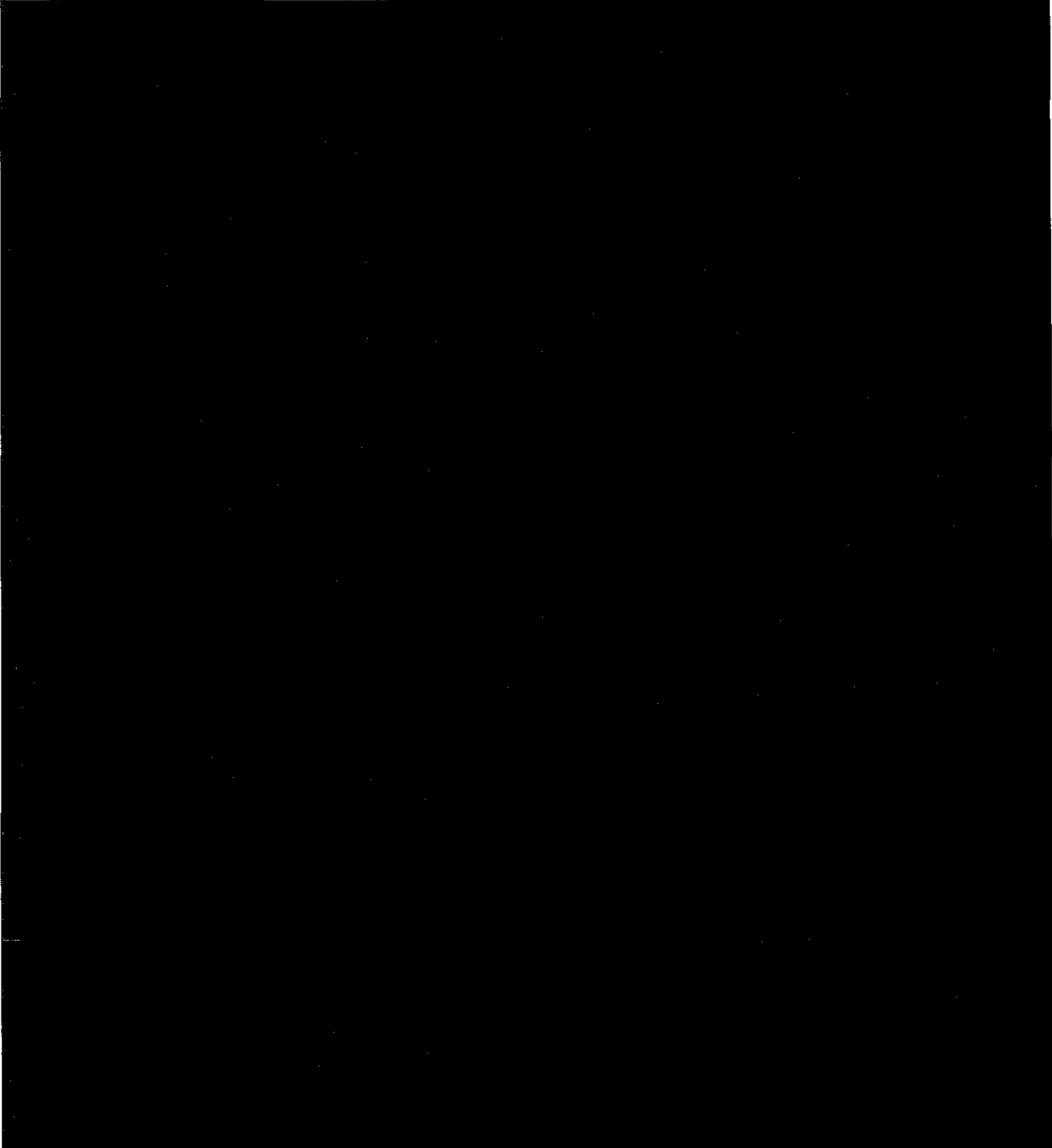
INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 5 OF 5	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43 - 23:25
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP					



REPORTING OFFICER Cardoza	ID# 442	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 04:30
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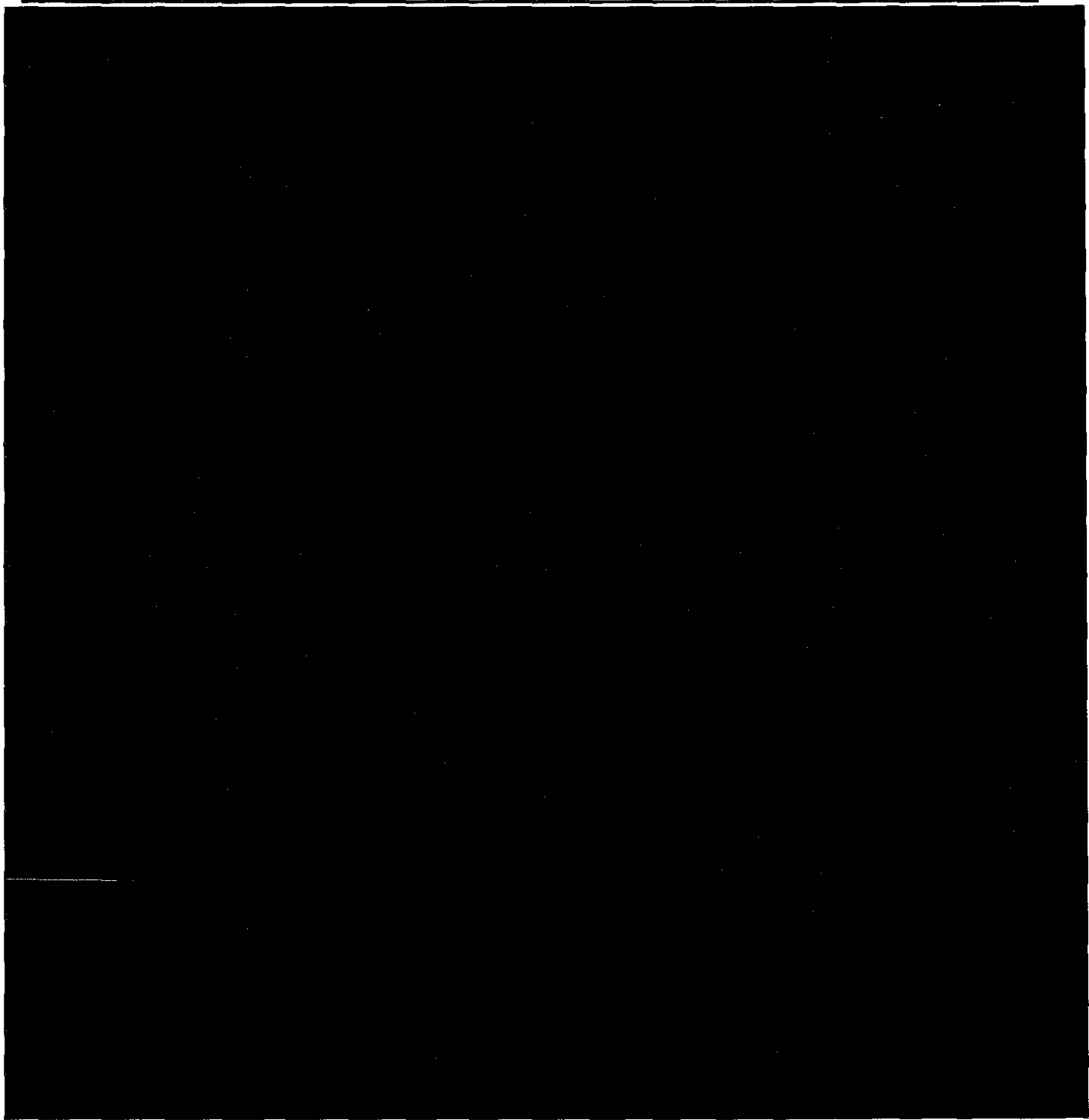
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INCIDENT NUMBER	<b>SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS</b>		PAGE 1 OF 4	CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 05/06/2011 - 05/07/2011



REPORTING OFFICER Gonzalez	ID# 410	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 06:13
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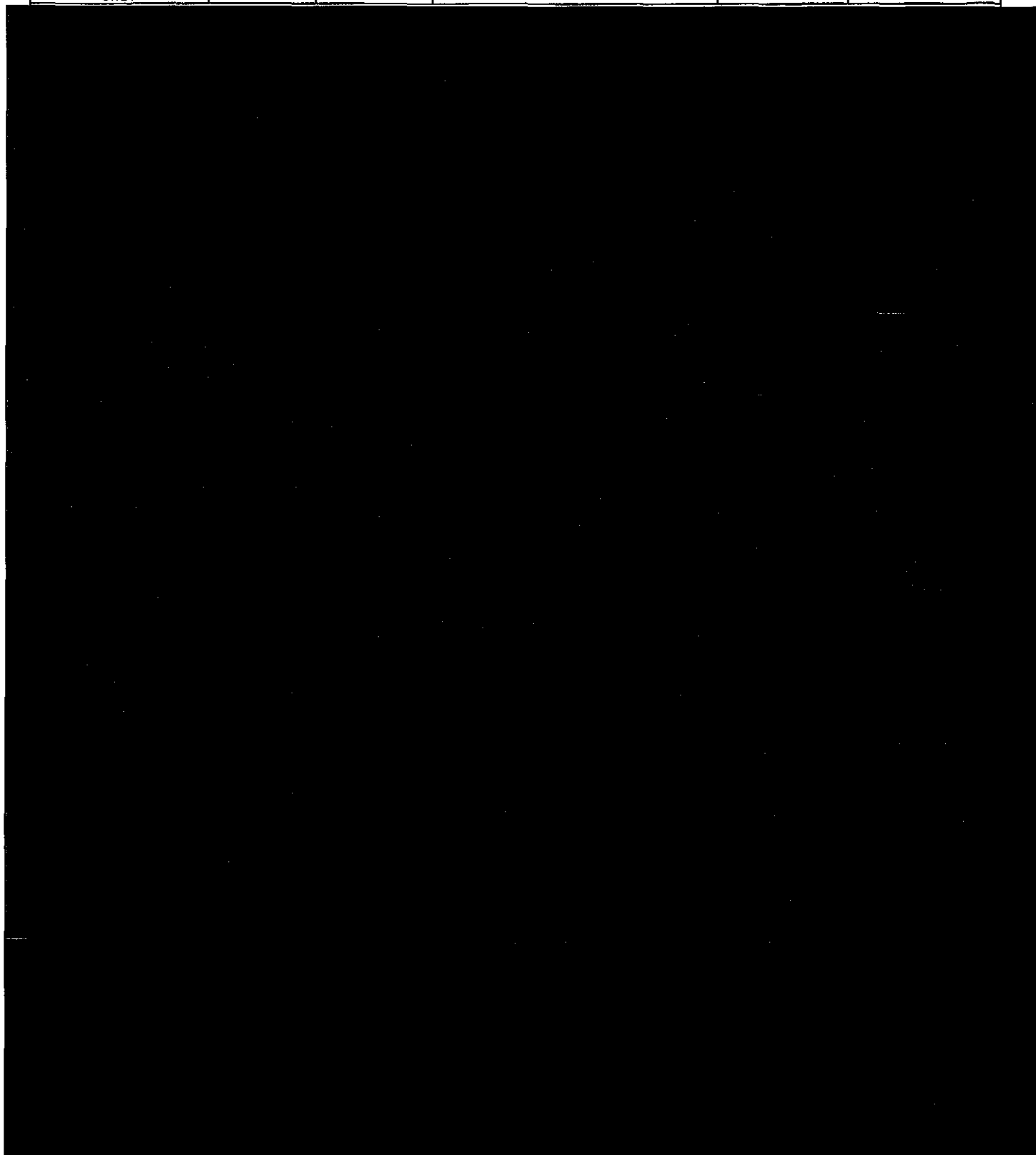
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/07/2011	DAY OF WEEK Fri - Sat	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Gonzalez	ID# 410	DIVISION PAT	APPROVED BY Hernández	ID# 376	DATE AND TIME OF REPORT 05/07/2011 06:13
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COPY - 05/09/2011

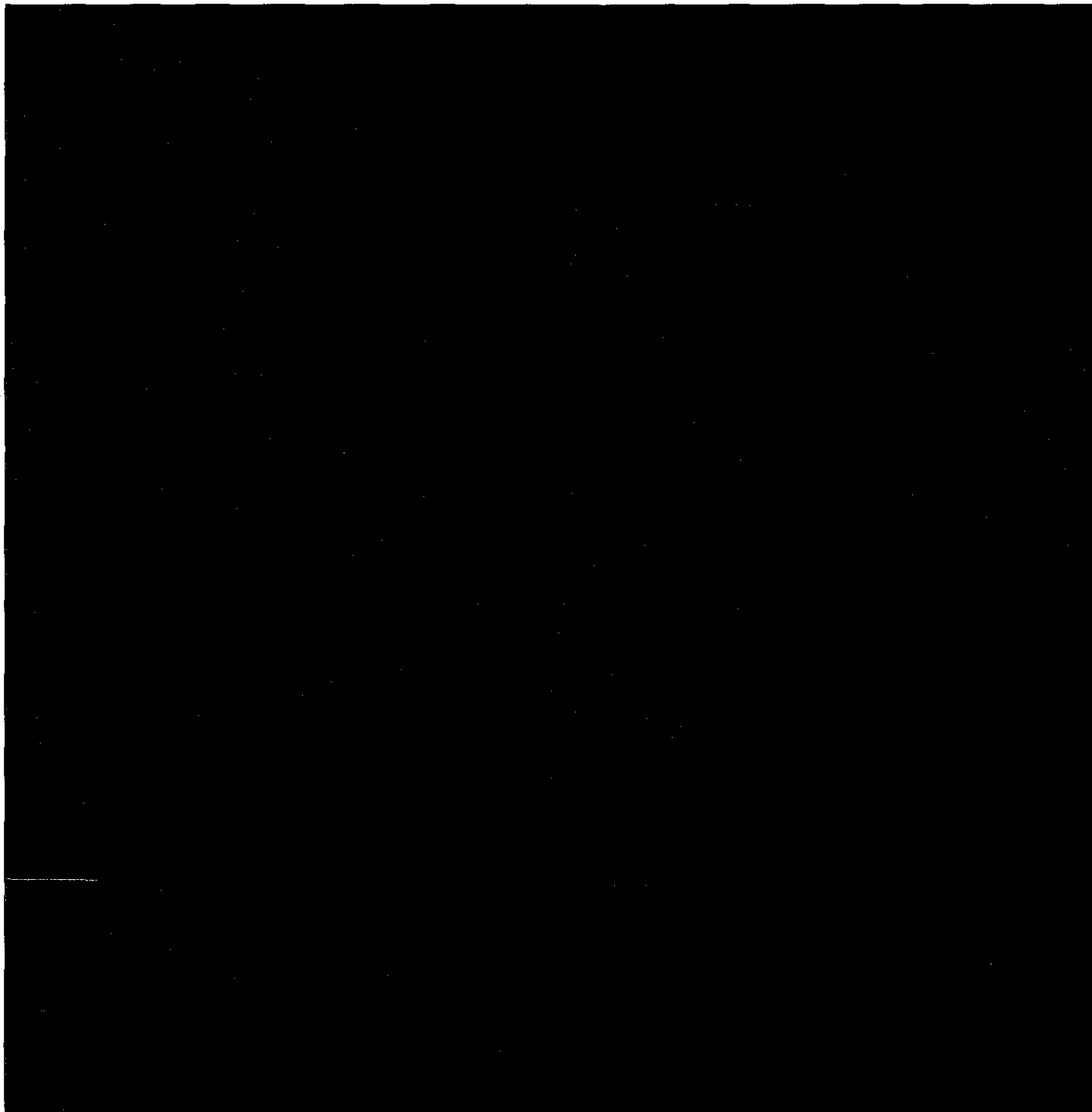
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/07/2011	DAY OF WEEK Fri - Sat	TIME 22:43



REPORTING OFFICER Gonzalez	ID# 410	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 06:13
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COPY - 05/09/2011

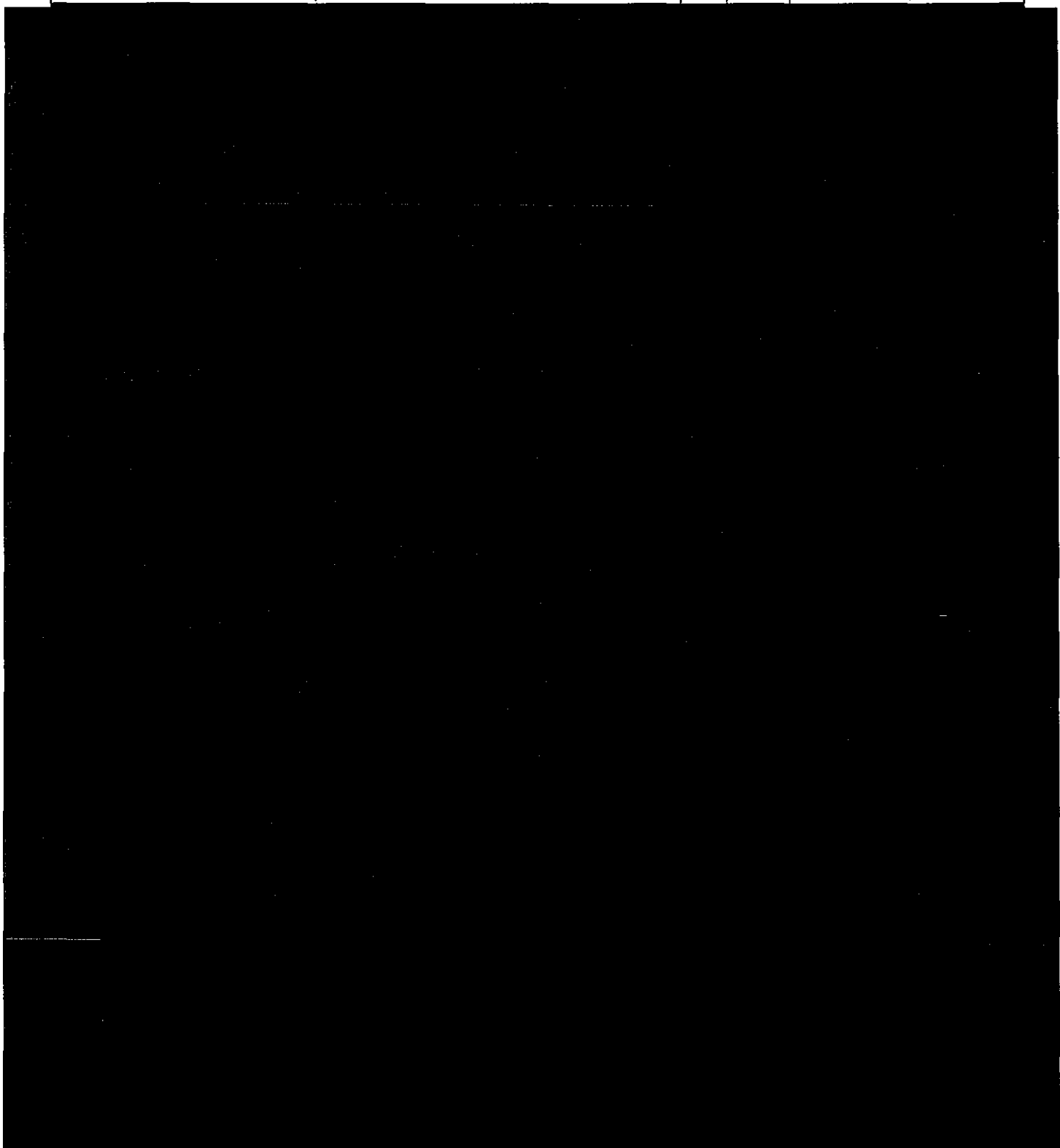
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/07/2011	DAY OF WEEK Fri - Sat	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Gonzalez	ID# 410	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 06:13
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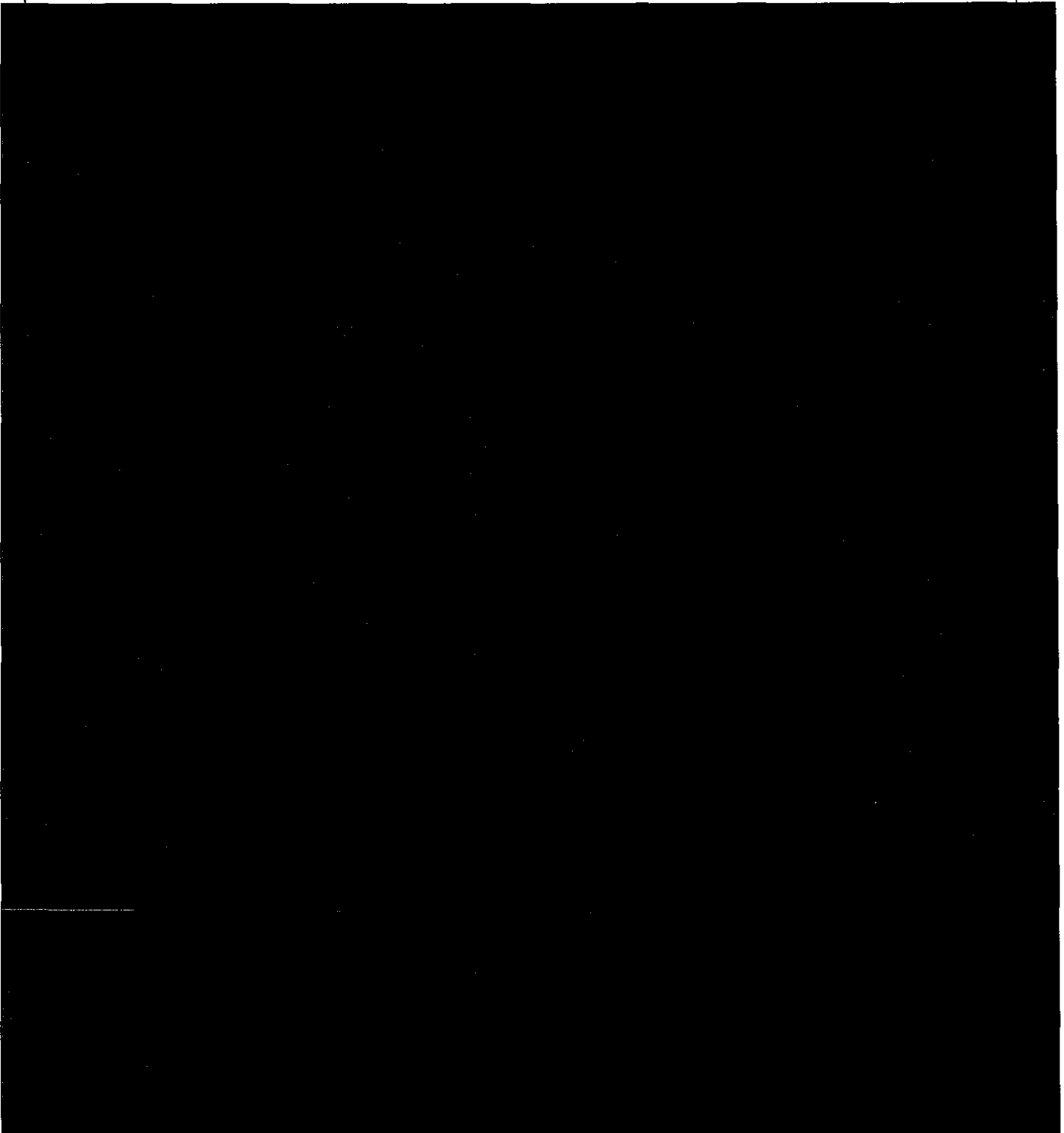
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INCIDENT NUMBER	<b>SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS</b>		PAGE 1 OF 3	CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 05/06/2011



REPORTING OFFICER Aydelotte	ID# 404	DIVISION	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 18:50
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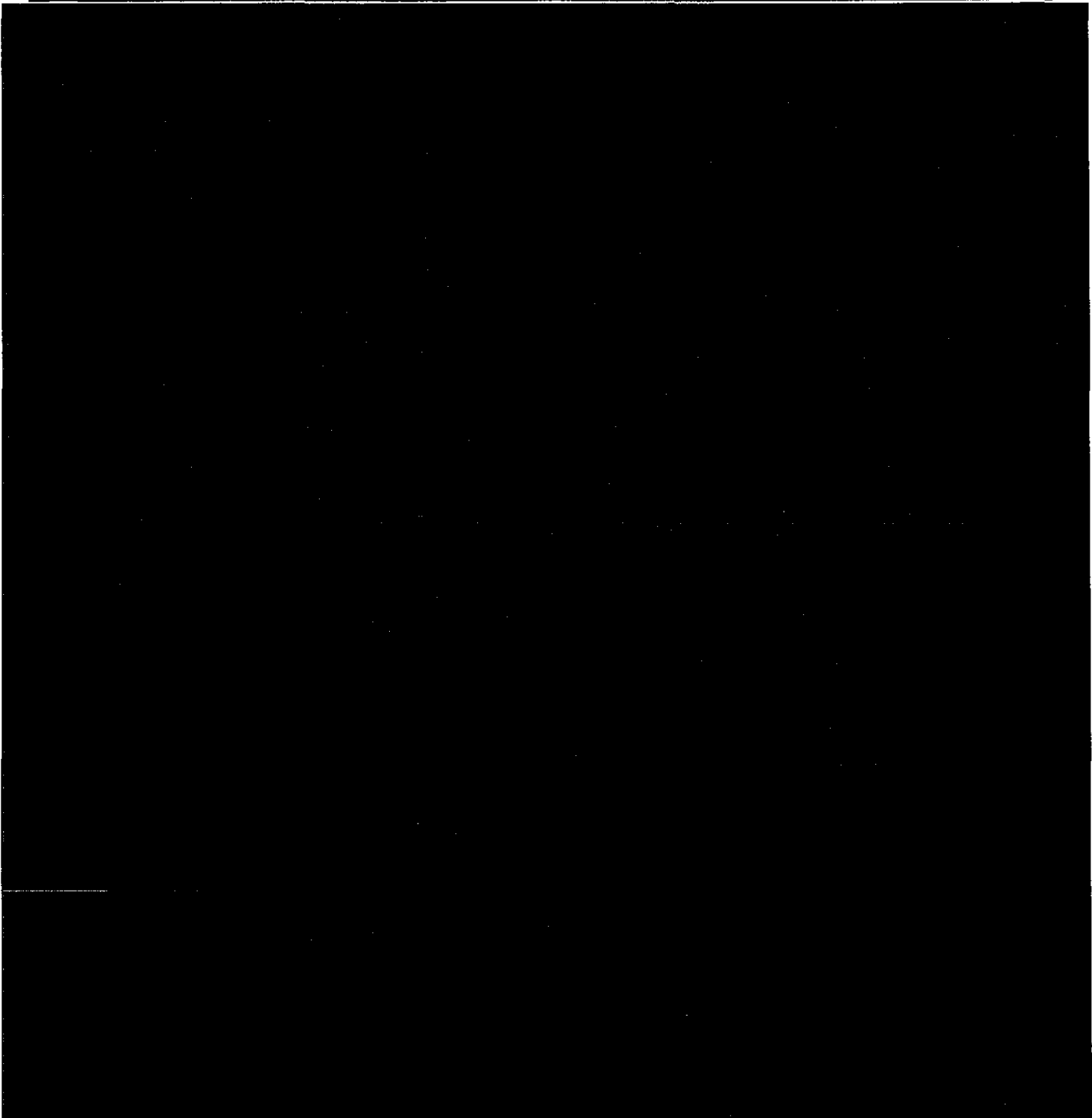
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Aydelotte	ID# 404	DIVISION	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 18:50
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COPY - 05/09/2011

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 3 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Aydelotte	ID# 404	DIVISION	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 18:50
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COPY - 05/09/2011



INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					

**End of Report**

REPORTING OFFICER Aydelotte	ID# 404	DIVISION	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/07/2011 18:50
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**COPY - 05/09/2011**

INCIDENT NUMBER

**SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS**

PAGE

1 OF 4

CASE NUMBER

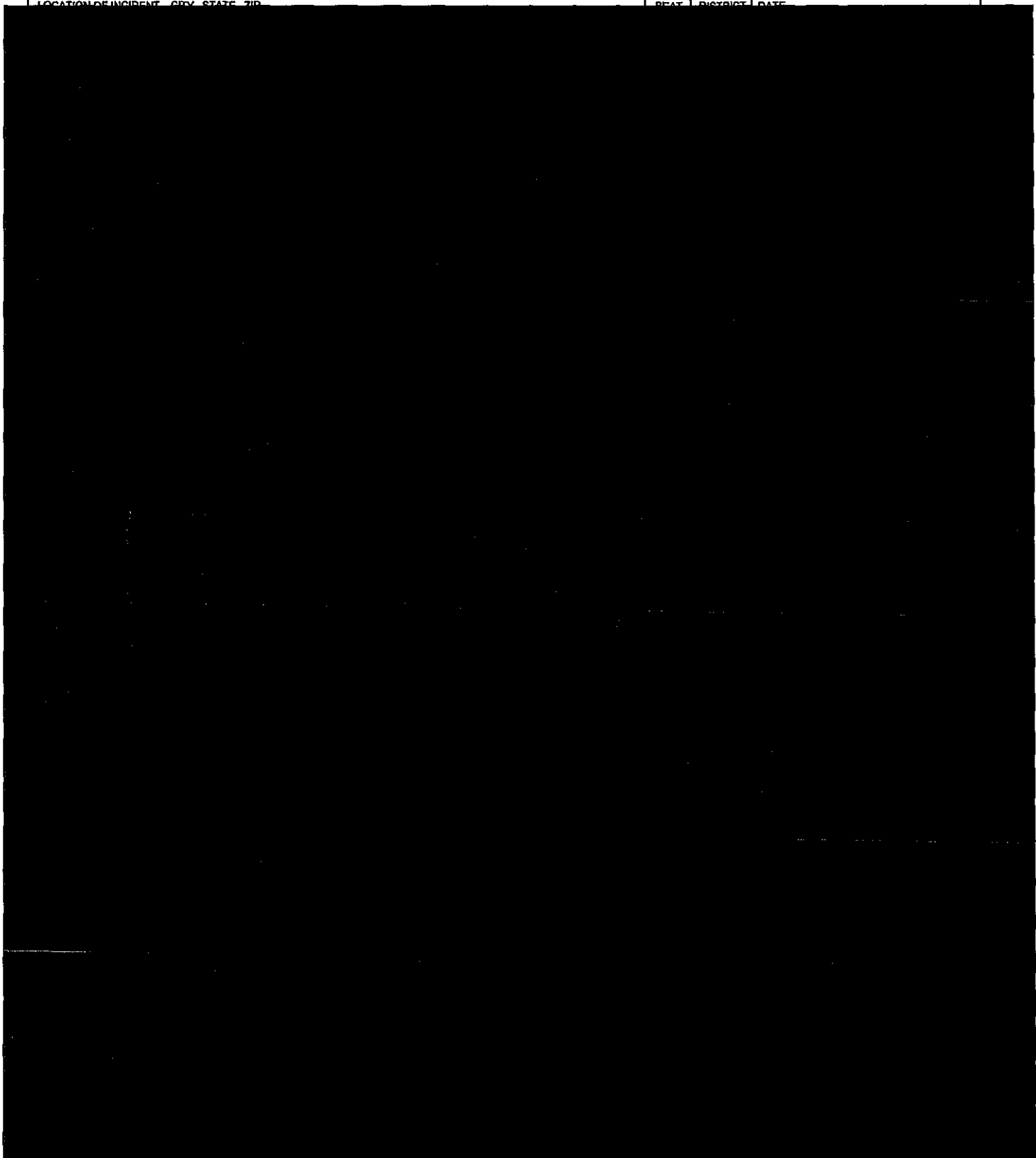
1102435

LOCATION OF INCIDENT CITY STATE ZIP

BEAT

DISTRICT

DATE



REPORTING OFFICER  
Redikop

ID#  
415

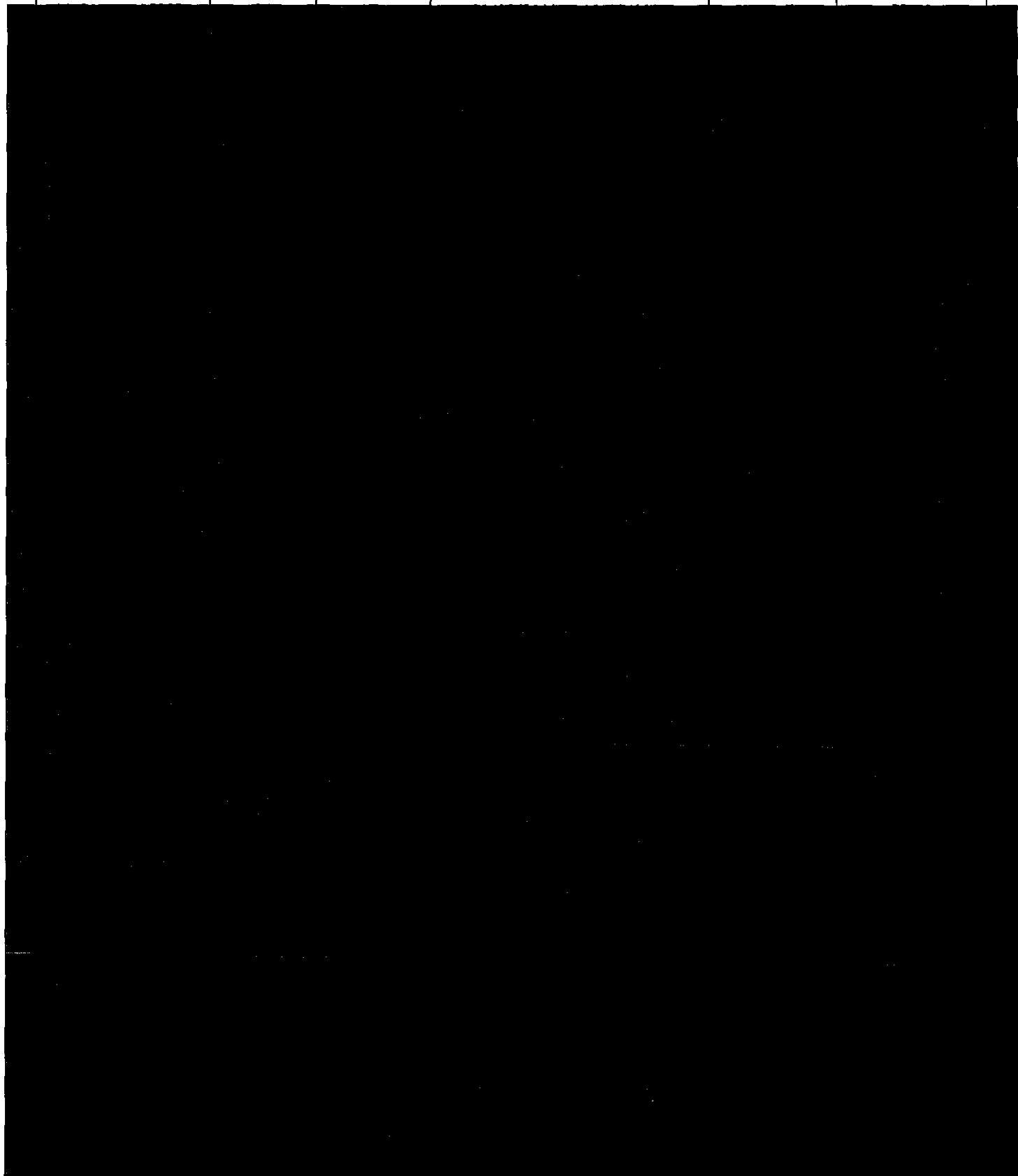
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PAT

APPROVED BY  
Hernandez

ID#  
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DATE AND TIME OF REPORT  
05/08/2011 23:51

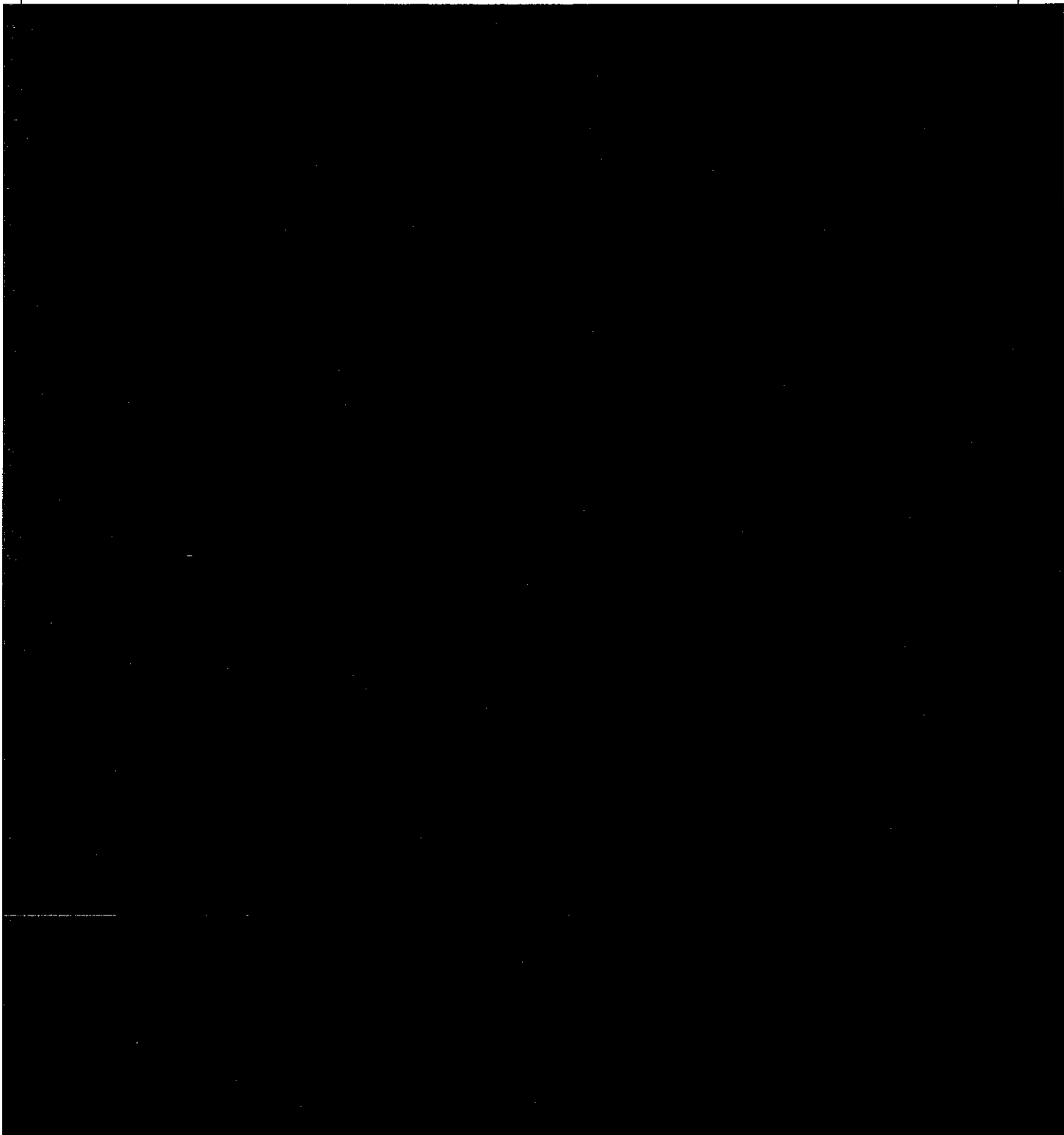
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1102435
CONTINUED FROM	BEAT	DISTRICT	DATE	DAY OF WEEK	TIME



REPORTING OFFICER Redikop	ID# 415	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 23:51
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COPY - 05/11/2011

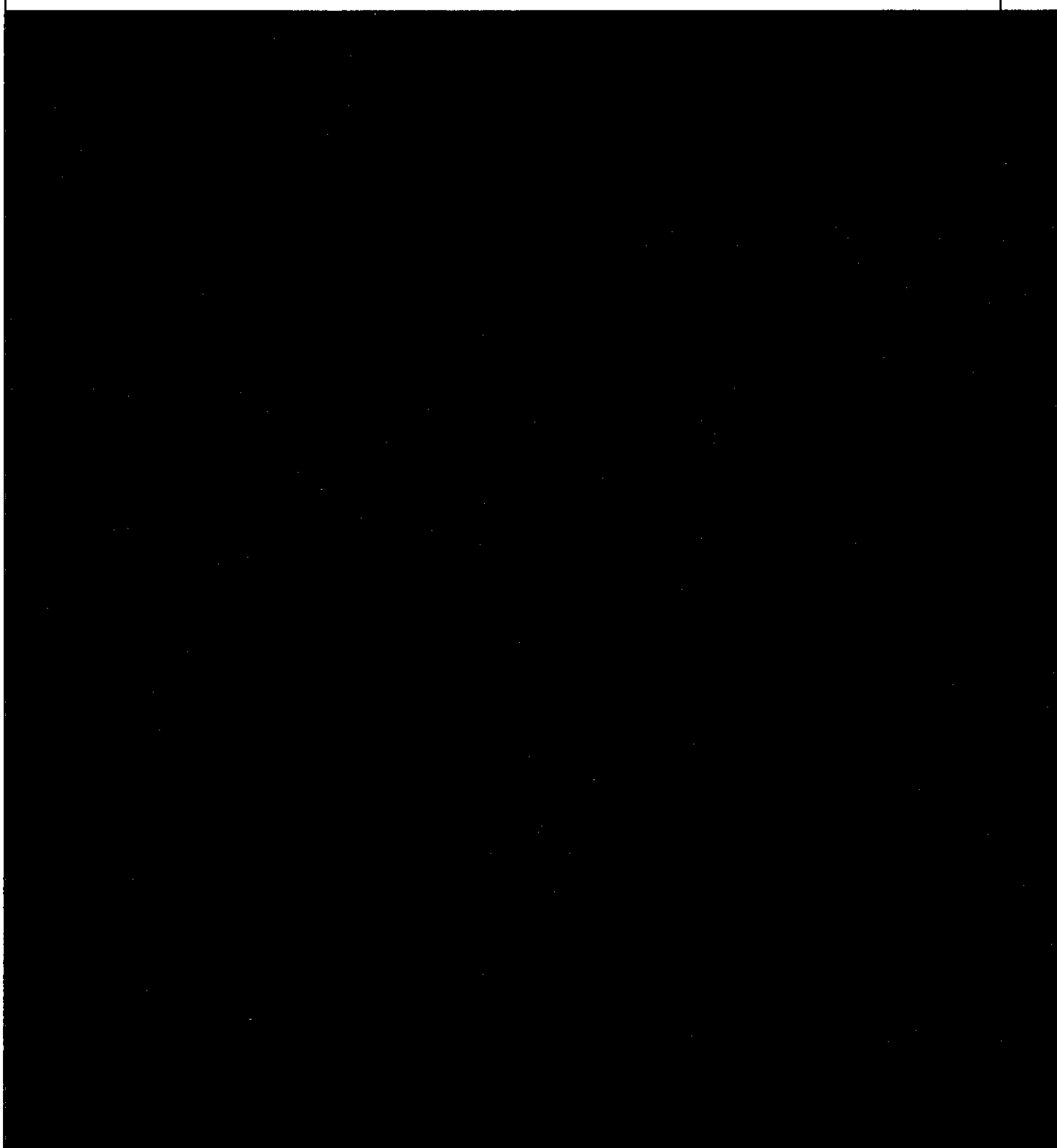
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/10/2011	DAY OF WEEK Fri - Tue	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Redikop	ID# 415	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 23:51
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COPY - 05/11/2011

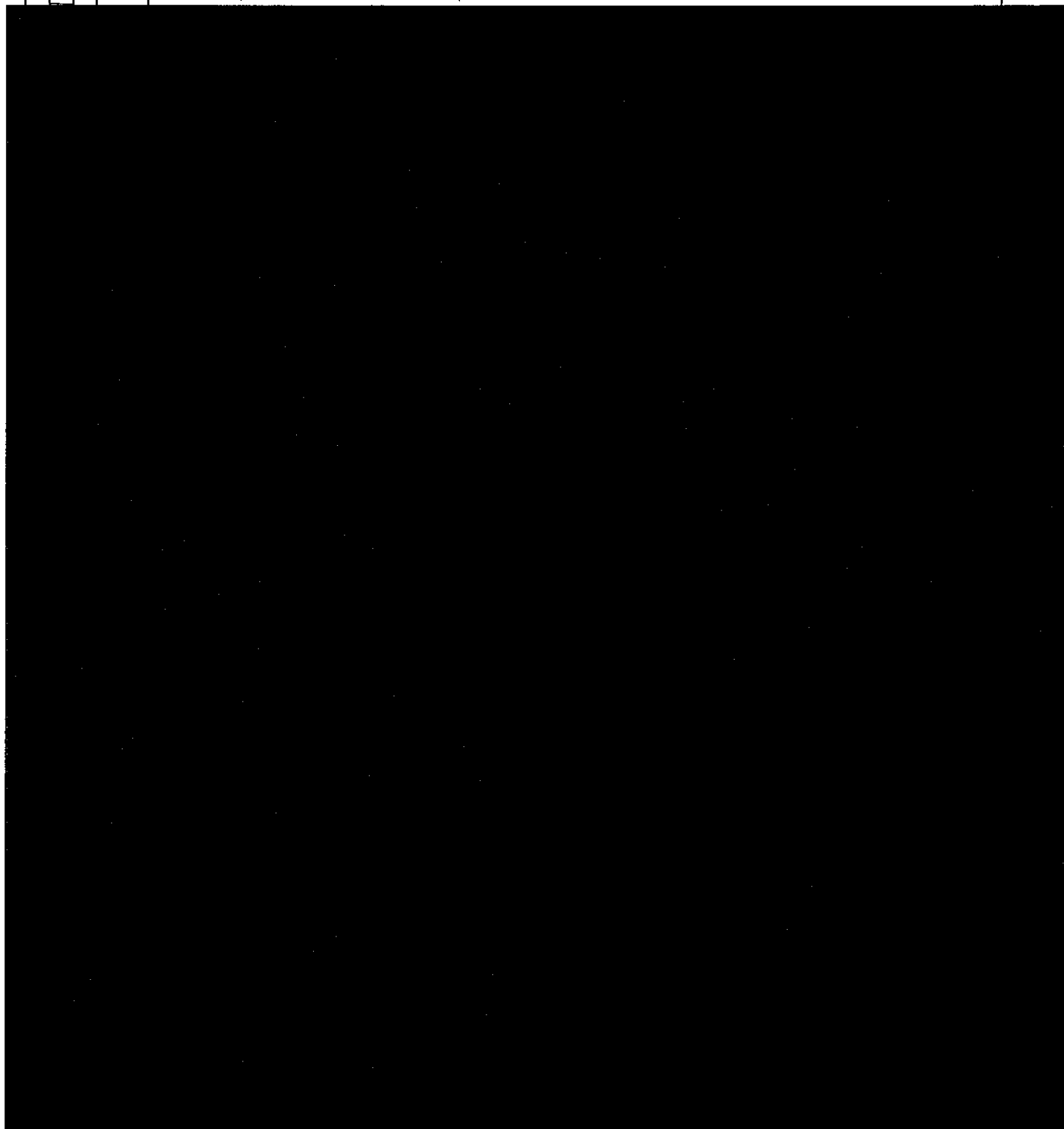
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/10/2011	DAY OF WEEK Fri - Tue	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Redikop	ID# 415	DIVISION PAT	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 05/08/2011 23:51
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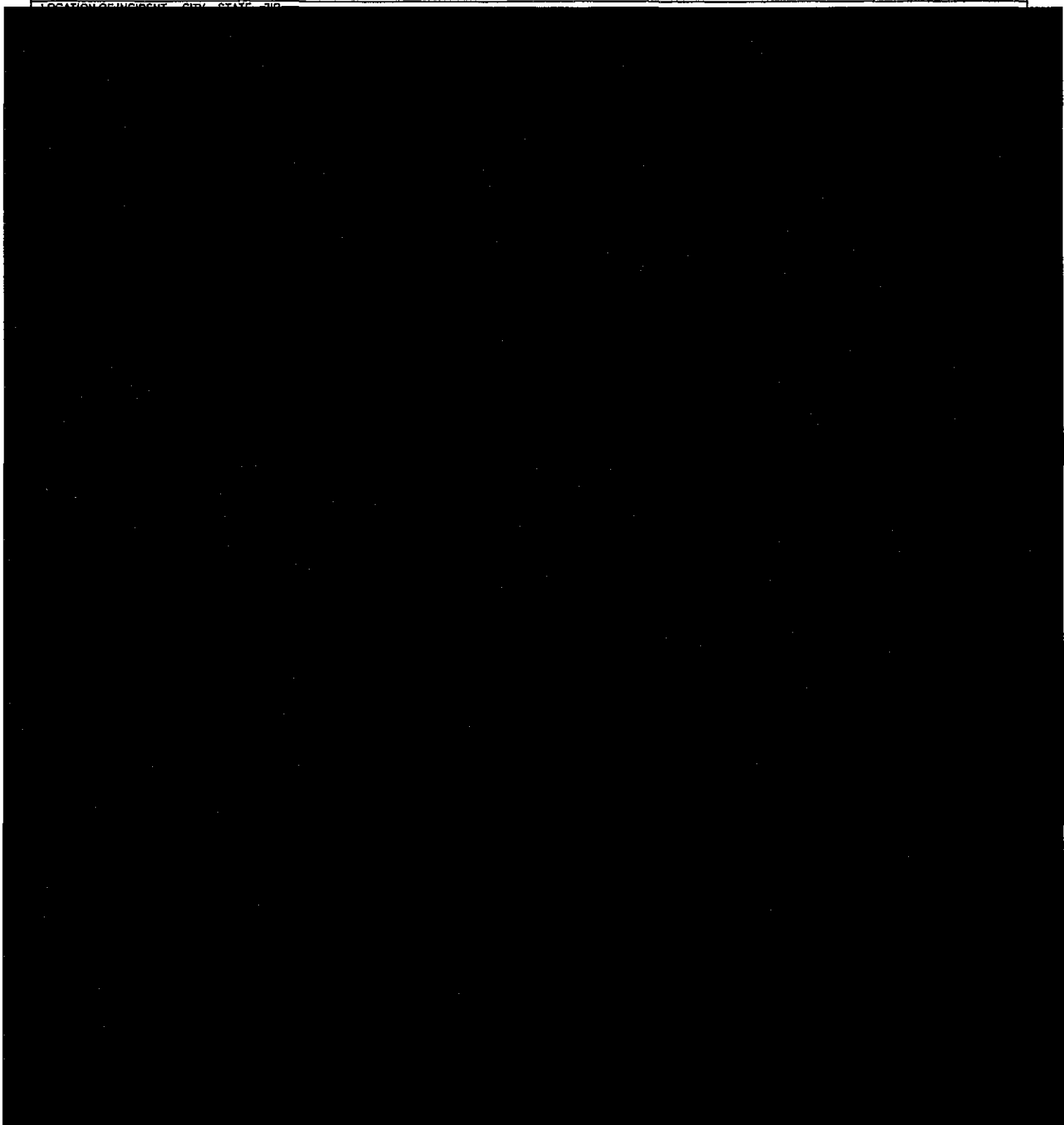
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS		PAGE 1 OF 2		CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950				BEAT	DISTRICT	DATE 5/6/2011 - 5/7/2011
<input type="checkbox"/>	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)				



REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 06/01/2011 10:20
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INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 2 OF 2	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 5/6/2011 - 5/7/2011	DAY OF WEEK Fri - Sat	TIME
PRIMARY CODE SECTION ZZ 245 ASSAULT W/D - 245 ASSAULT W/D					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT - CITY, STATE, ZIP					



REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 06/01/2011 10:20
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6-4 mm

INCIDENT NUMBER

SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

PAGE  
1 OF 3

CASE NUMBER  
1102435

LOCATION OF INCIDENT, CITY STATE ZIP

300 E 22ND ST. NATIONAL CITY, CA 91950

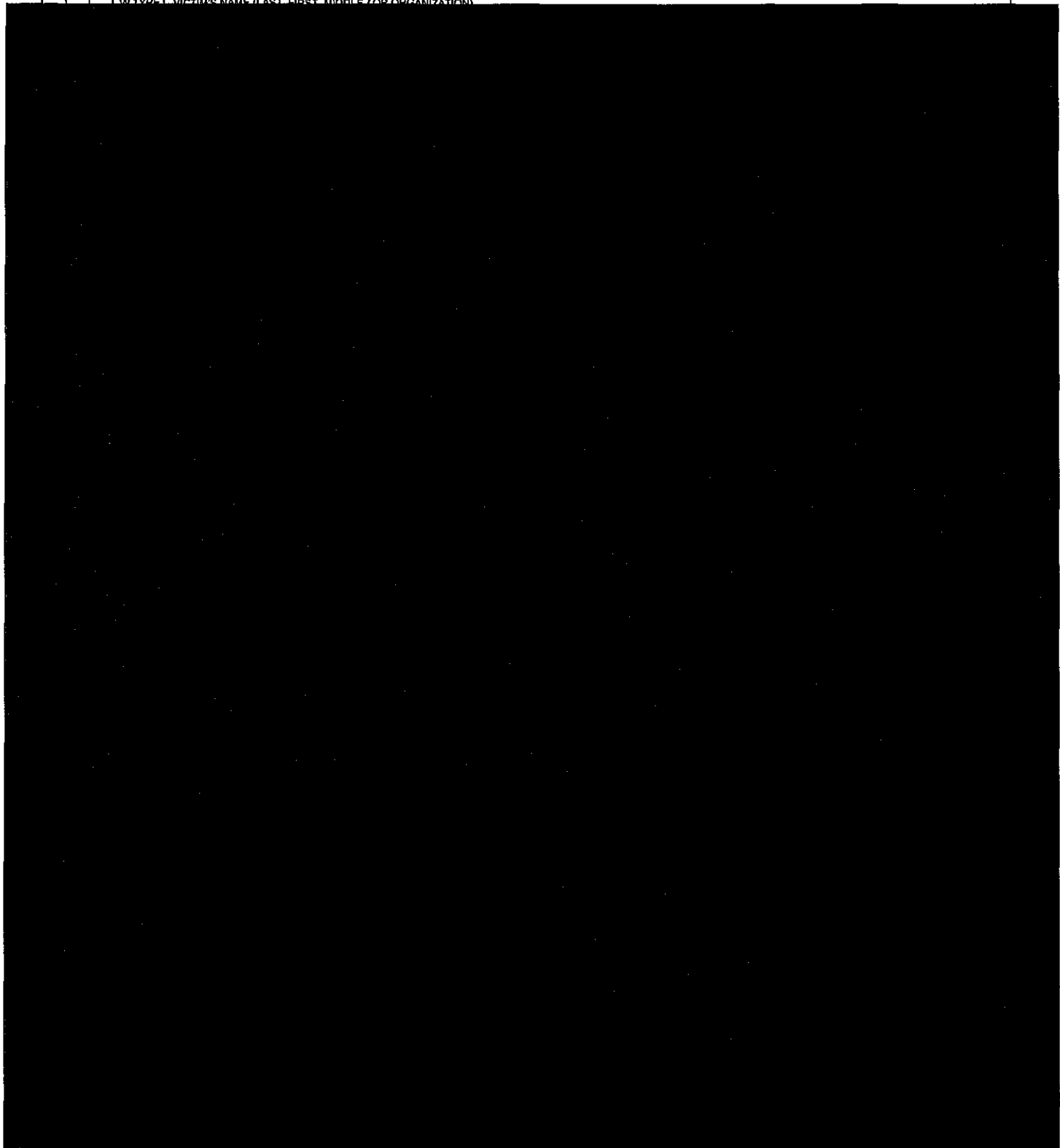
BEAT

DISTRICT

DATE

5/6/2011 - 5/7/2011

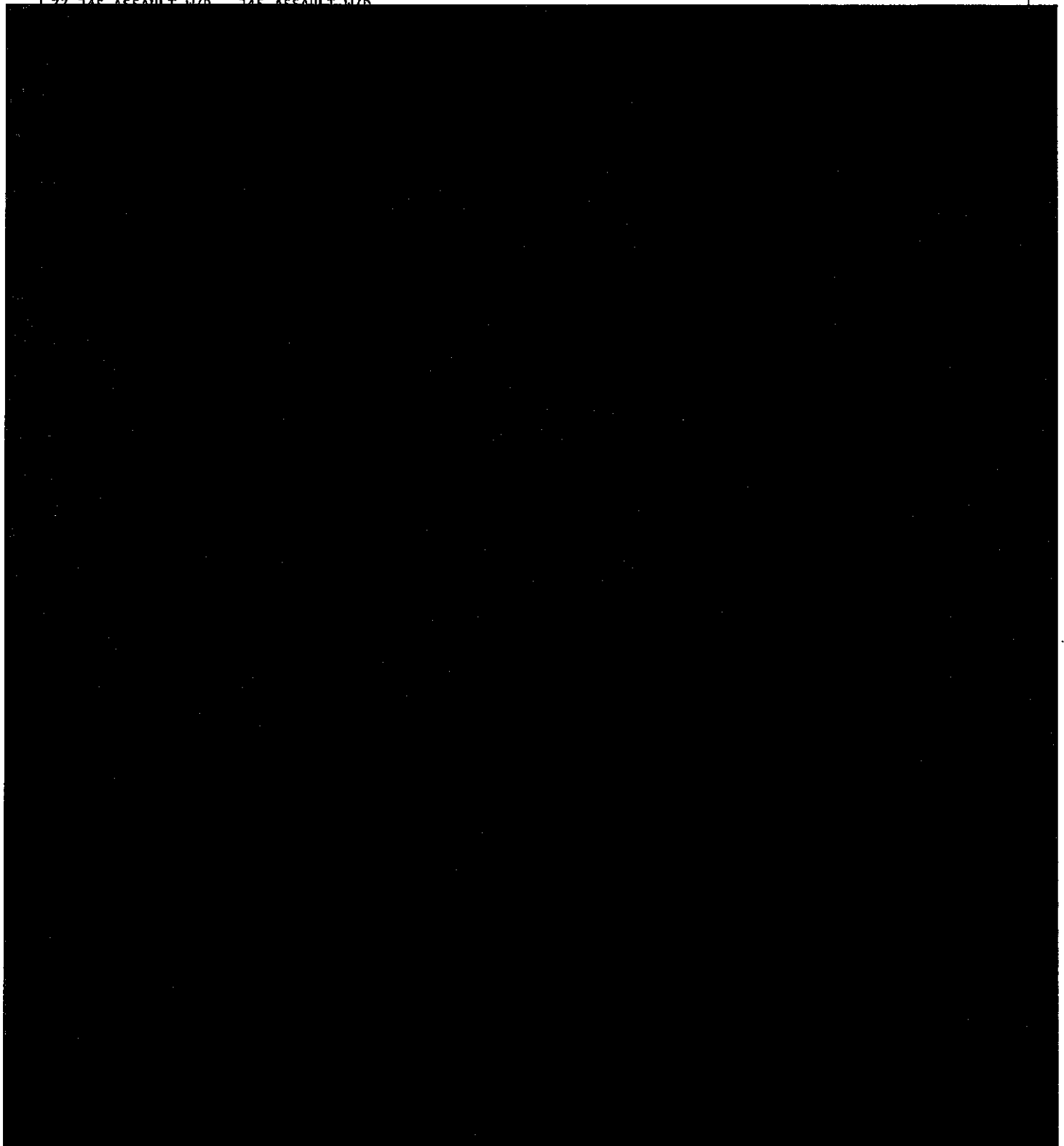
IN TYPE VICTIM'S NAME (LAST, FIRST, MIDDLE) (OR ORGANIZATION)



REPORTING OFFICER Kirkendall	ICD 4756	DIVISION CSS	APPROVED BY Leach	ICD 310	REPORTING TIME & DATE 06/01/2011 10:26
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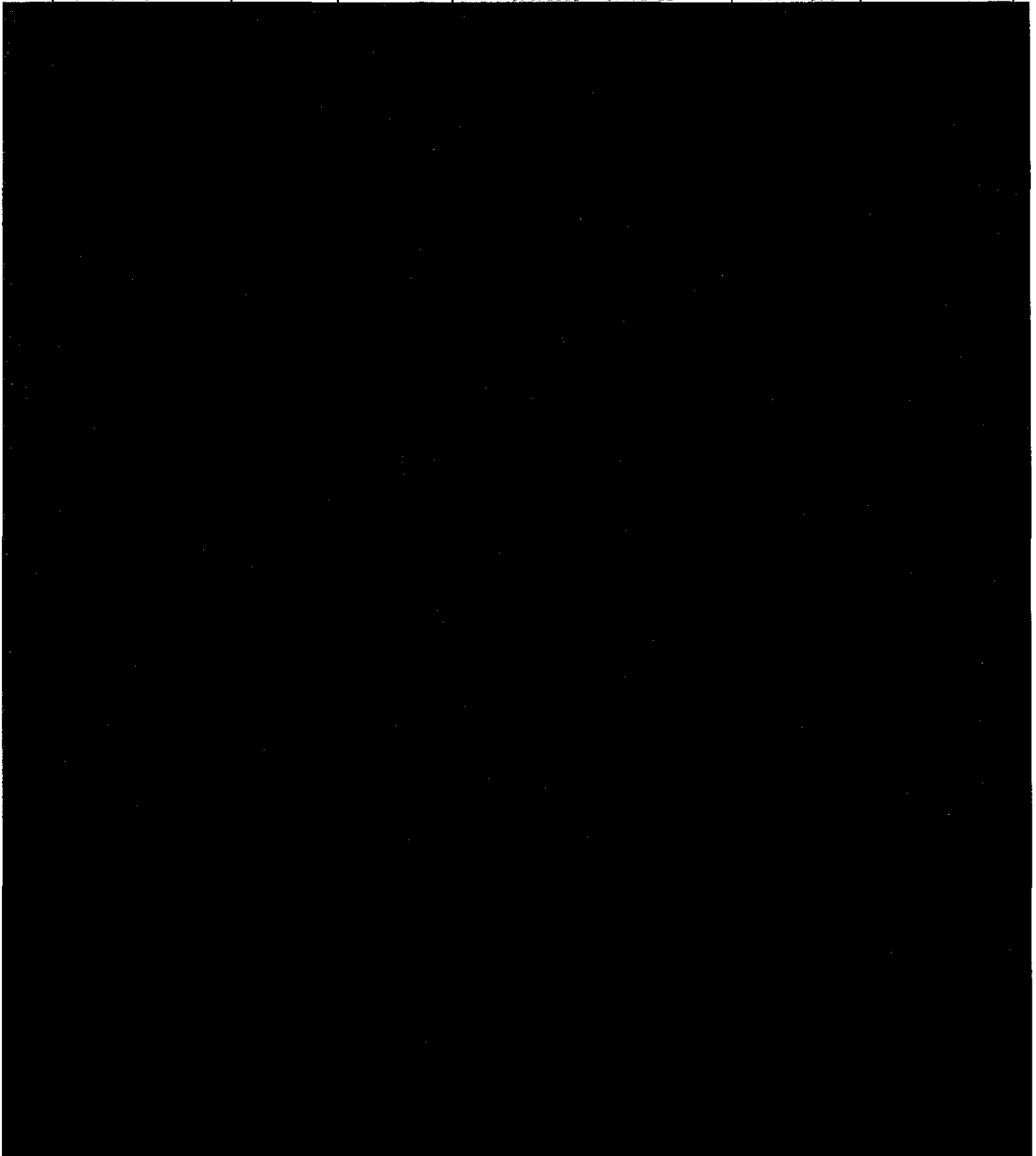
INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 2 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 5/6/2011 - 5/7/2011	DAY OF WEEK Fri - Sat	TIME
PRIMARY CODE SECTION 77 345 ASSAULT M/D 345 ASSAULT M/D					



REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 06/01/2011 10:26
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ORIGINAL - 06/05/2011

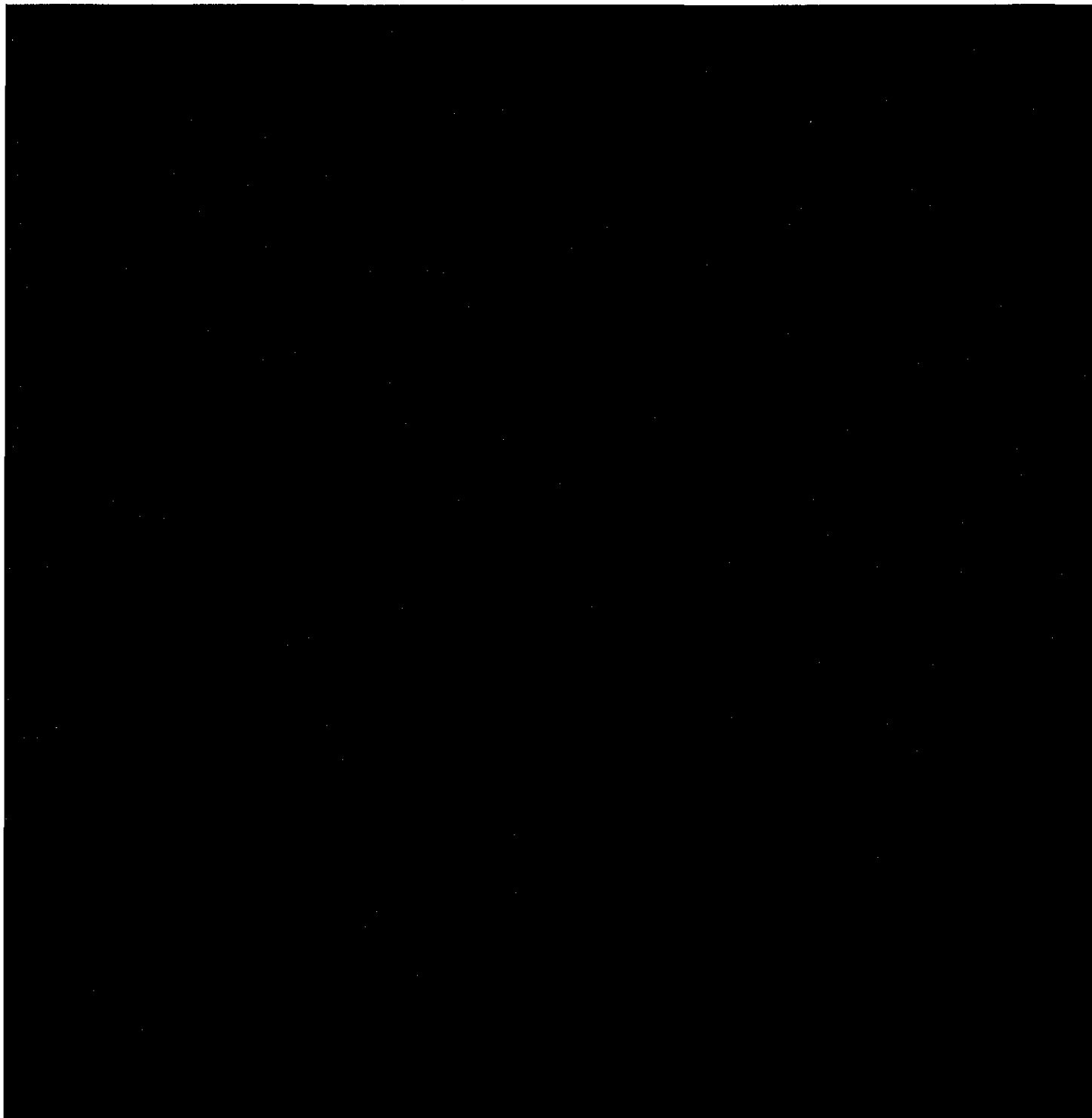
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT	BEAT	DISTRICT	DATE 5/6/2011 - 5/7/2011	DAY OF WEEK Fri - Sat	TIME



REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 06/01/2011 10:26
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ORIGINAL - 06/05/2011

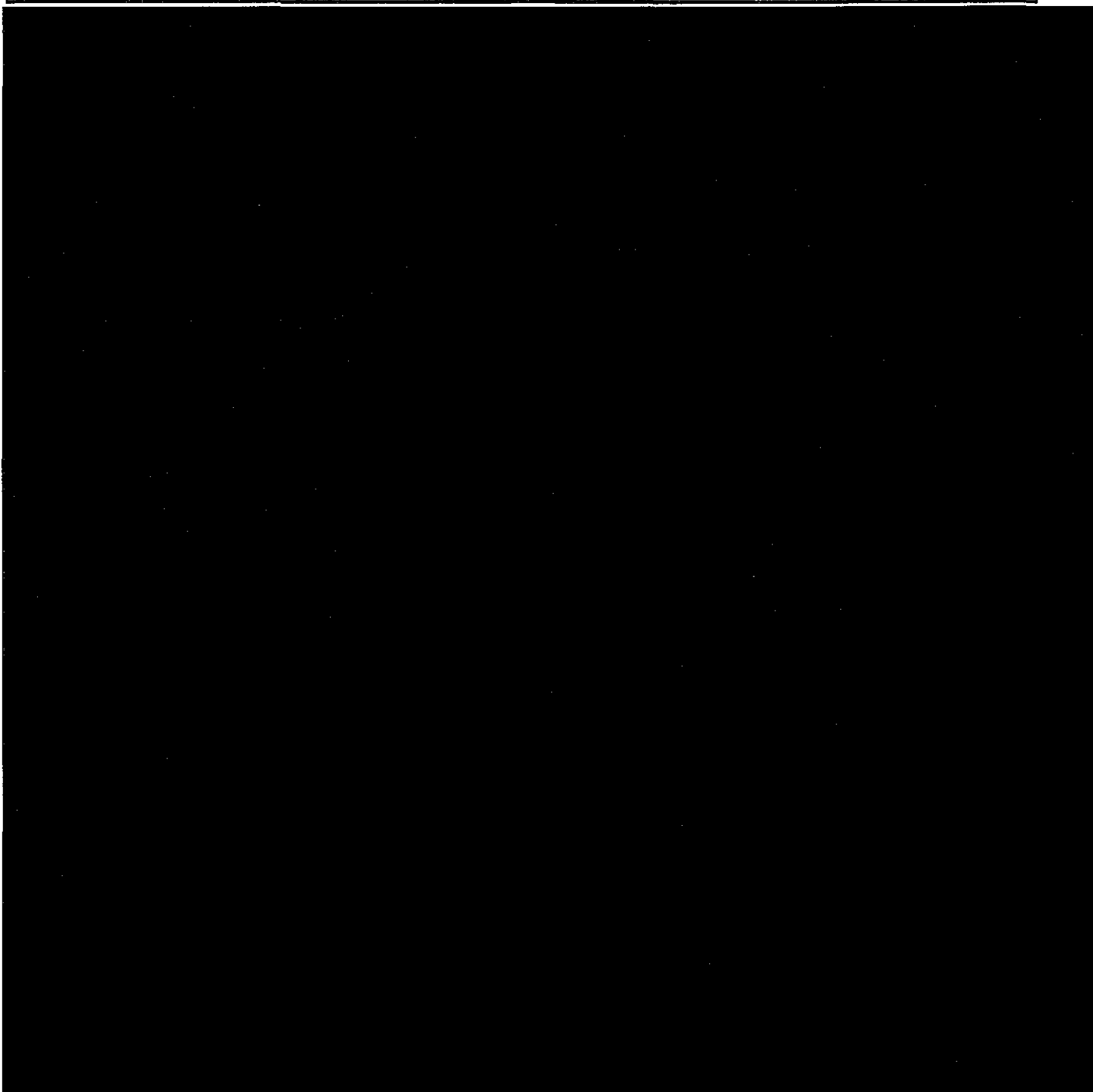
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Bavencoff	ID# 379	DIVISION INV	APPROVED BY Shephard	ID# 402	DATE AND TIME OF REPORT 05/09/2011 13:38
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COPY - 05/16/2011

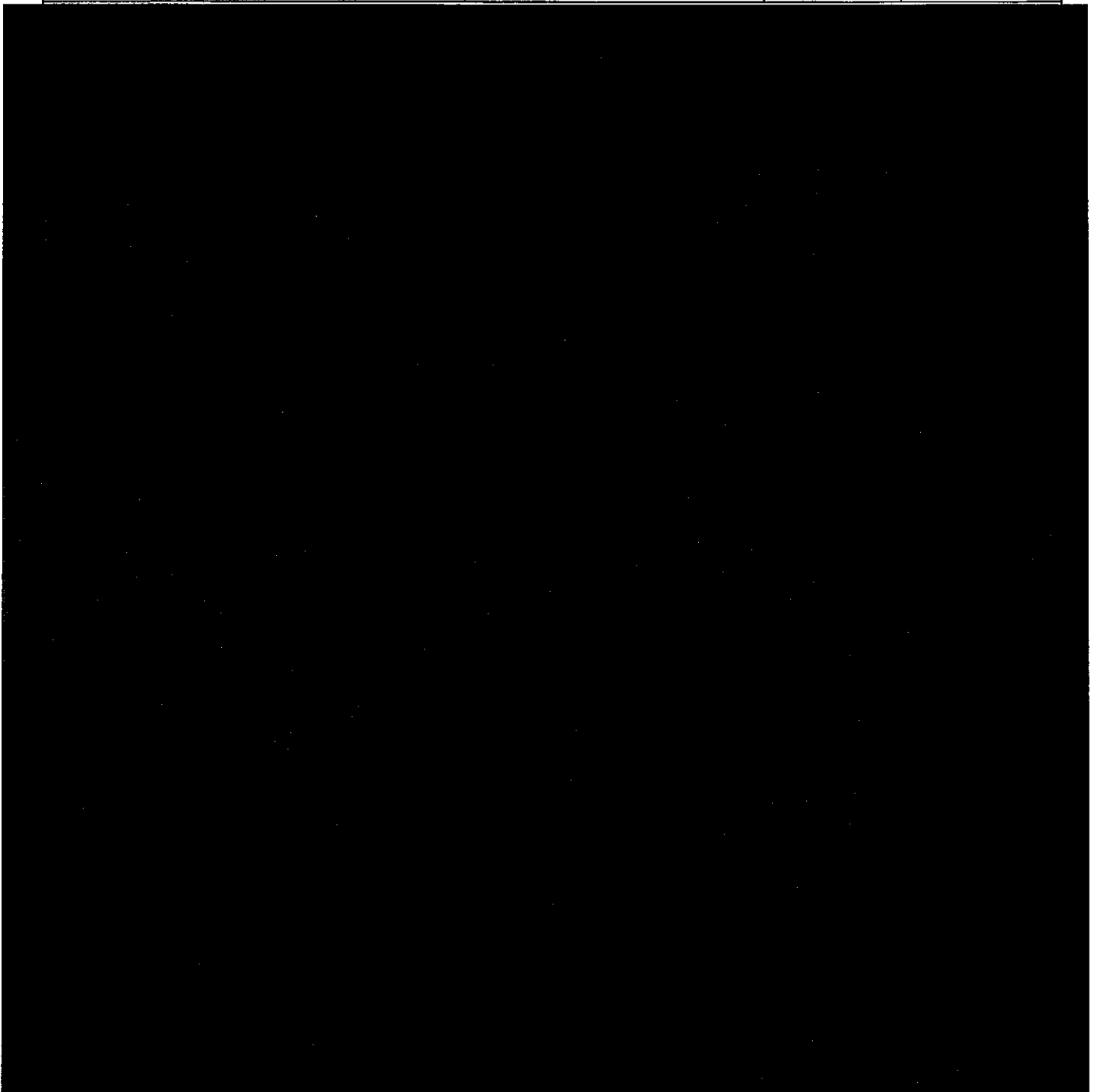
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Bavencoff	ID# 379	DIVISION INV	APPROVED BY Shephard	ID# 402	DATE AND TIME OF REPORT 05/09/2011 13:38
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COPY - 05/16/2011

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43



REPORTING OFFICER Bavencoff	ID# 379	DIVISION INV	APPROVED BY Shephard	ID# 402	DATE AND TIME OF REPORT 05/09/2011 13:38
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COPY - 05/16/2011

INCIDENT NUMBER

SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

PAGE

1 OF 4

CASE NUMBER

1102435

LOCATION OF INCIDENT, CITY STATE ZIP

300 E 22ND ST, NATIONAL CITY, CA 91950

BEAT

24

DISTRICT

DATE

05/06/2011 - 05/19/2011

REPORTING OFFICER

Villariasa

ID#

380

DIVISION

INV

APPROVED BY

Young

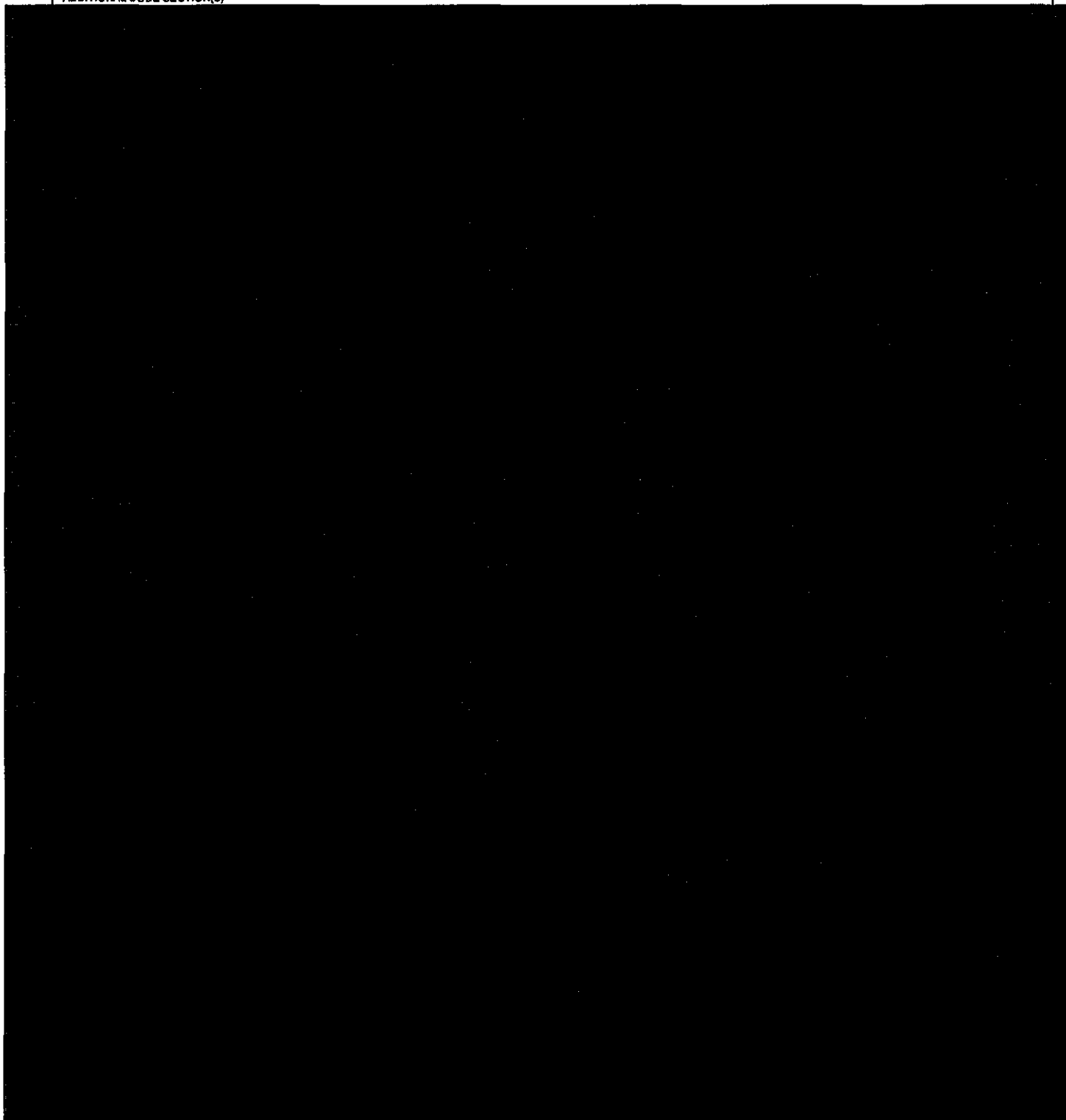
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DATE AND TIME OF REPORT

05/19/2011 14:18

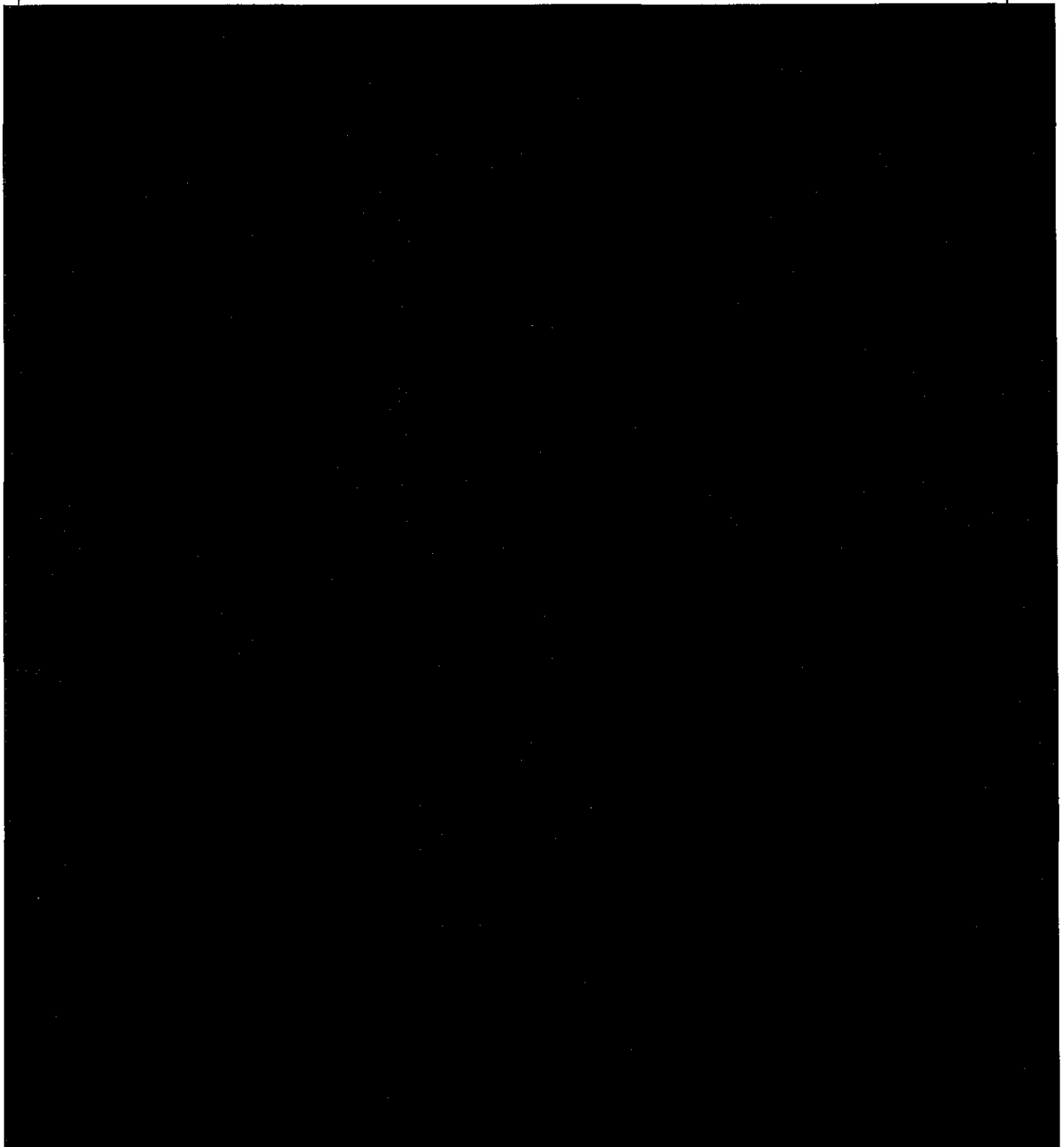
INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 2 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/19/2011	DAY OF WEEK Fri - Thu	TIME 22:46
PRIMARY CODE SECTION PC 245A1 - ASSAULT W/DEADLY WEAPON OTHER THAN FIREARM OR GBI FORCE					
ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Villartasa	ID# 380	DIVISION INV	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 05/19/2011 14:18
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**COPY - 05/19/2011**

INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 3 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/19/2011	DAY OF WEEK Fri - Thu	TIME 22:46
PRIMARY CODE SECTION PC 245A1 - ASSAULT W/DEADLY WEAPON OTHER THAN FIREARM OR GBI FORCE					
ADDITIONAL CODE SECTION(S)					

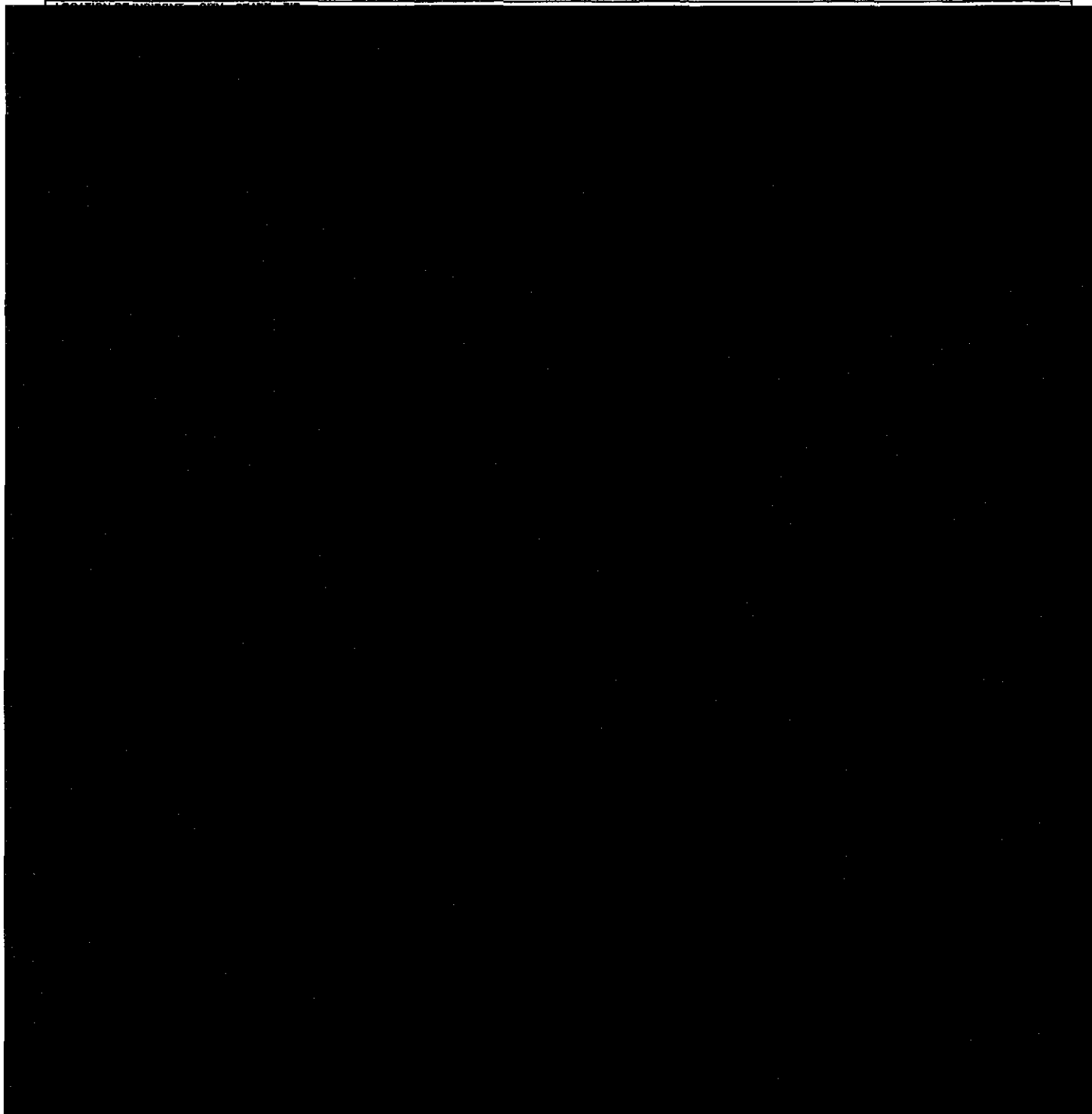


Villariasa	380	INV	Young	365	05/19/2011 14:18
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INCIDENT NUMBER		SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>		PAGE 4 OF 4	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011 - 05/19/2011	DAY OF WEEK Fri - Thu	TIME 22:46
PRIMARY CODE SECTION PC 245A1 - ASSAULT W/DEADLY WEAPON OTHER THAN FIREARM OR GBI FORCE					
ADDITIONAL CODE SECTION(S)					



REPORTING OFFICER Villariasa	ID# 380	DIVISION INV	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 05/19/2011 14:18
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**COPY - 05/19/2011**

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1102435
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/06/2011	DAY OF WEEK Fri	TIME 22:43
PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					

REPORTING OFFICER Fifield	ID# 355	DIVISION	APPROVED BY Fifield	ID# 355	DATE AND TIME OF REPORT 05/07/2011 18:43
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ORIGINAL

1102435

Continued From:  
Arrest Report

San Diego Regional  
Officer's Report Narrative

Incident Number:  
11060615114

Page 3  
1 of

Case Number:  
00002435

Code, Section And Description (one incident only)

Date:

Day of Week:

Time:

Reporting Officer  
STEPHENS

I.D.#  
5866

Division:  
T3

Approved By  
*Sgt. H. J. Juhl #5375*

Date of Report:  
05/06/2011

Time:  
23:46

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ORIGINAL

Continued From:  
Arrest Report

San Diego Regional  
Officer's Report Narrative

Incident Number:  
11050815114

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Case Number:  
00002436

Reporting Officer  
STEPHENS

I.D.#  
5866

Division:  
T3

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**San Diego Regional  
Officer's Report Narrative**

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3 of

Case Number:  
00002435

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STEPHENS

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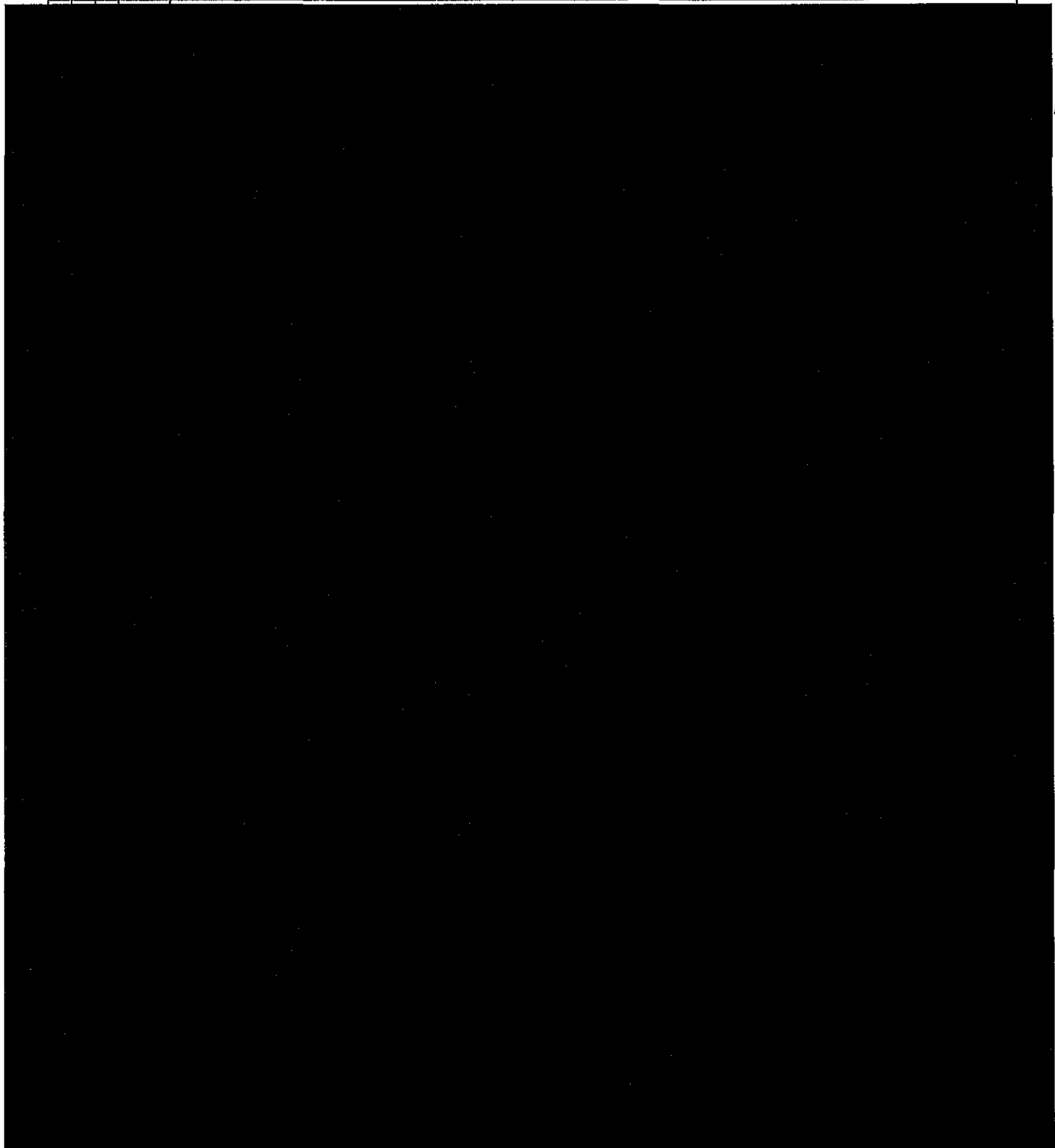
*Sgt. H. [Signature]* 5875

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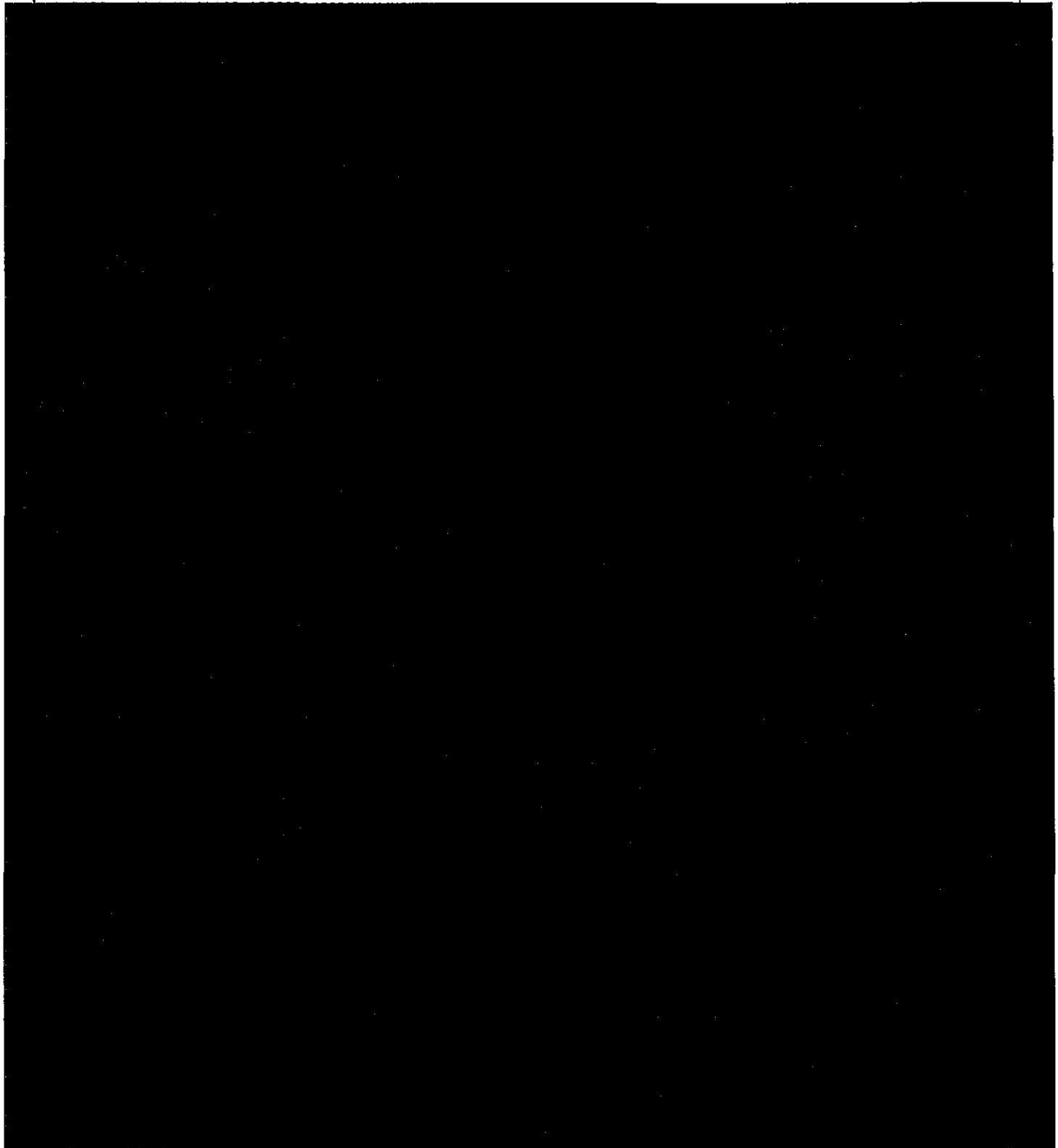
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INCIDENT NUMBER	<b>SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS</b>		PAGE 1 OF 6	CASE NUMBER 1102435
LOCATION OF INCIDENT, CITY STATE ZIP 300 E 22ND ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 05/07/2011



REPORTING OFFICER Sullivan	ID# 394	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/20/2011 15:21
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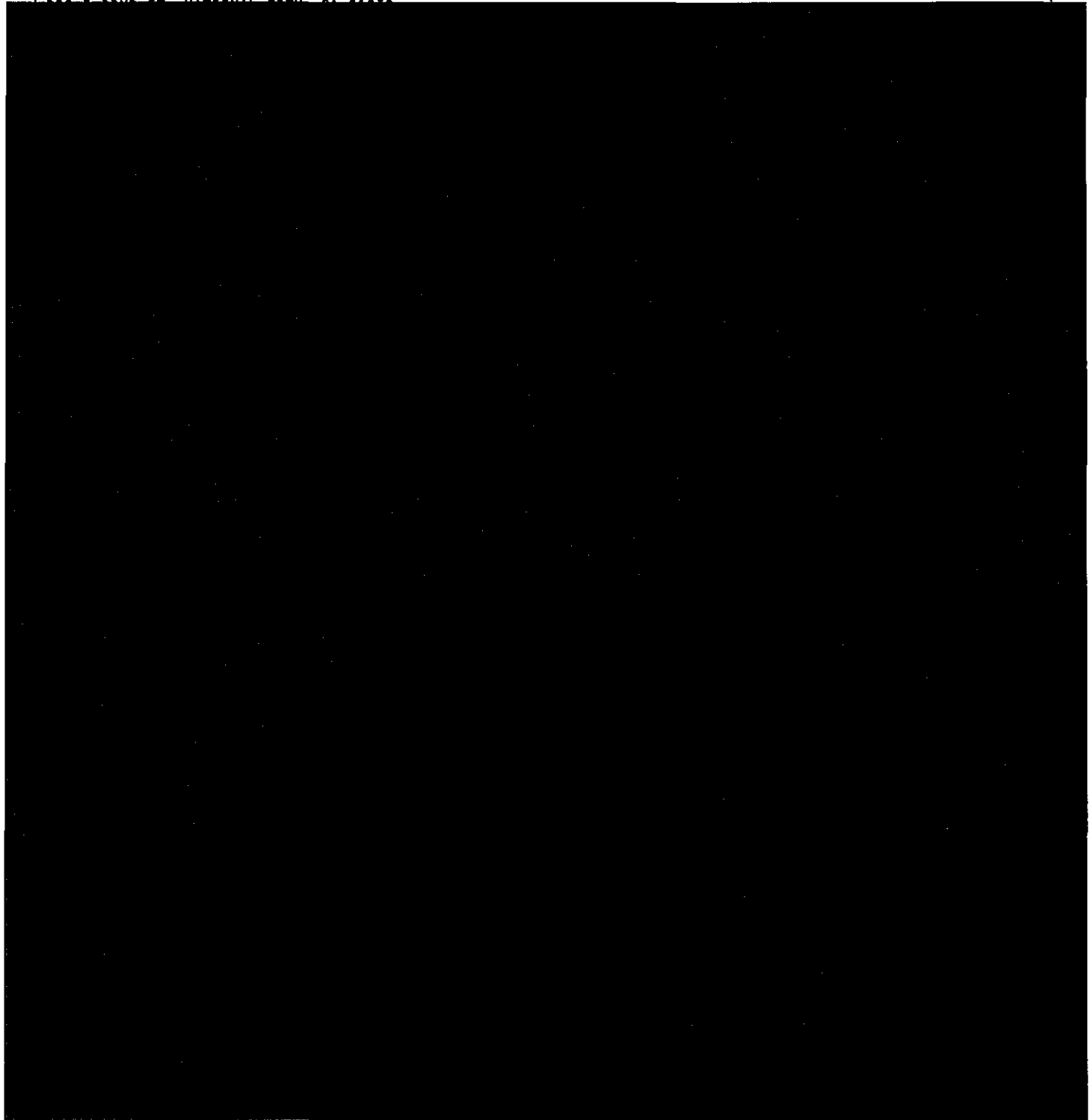
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CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 05/07/2011	DAY OF WEEK Sat	TIME 22:43
PRIMARY CODE SECTION					



REPORTING OFFICER Sullivan	ID# 394	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/20/2011 15:21
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PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP					

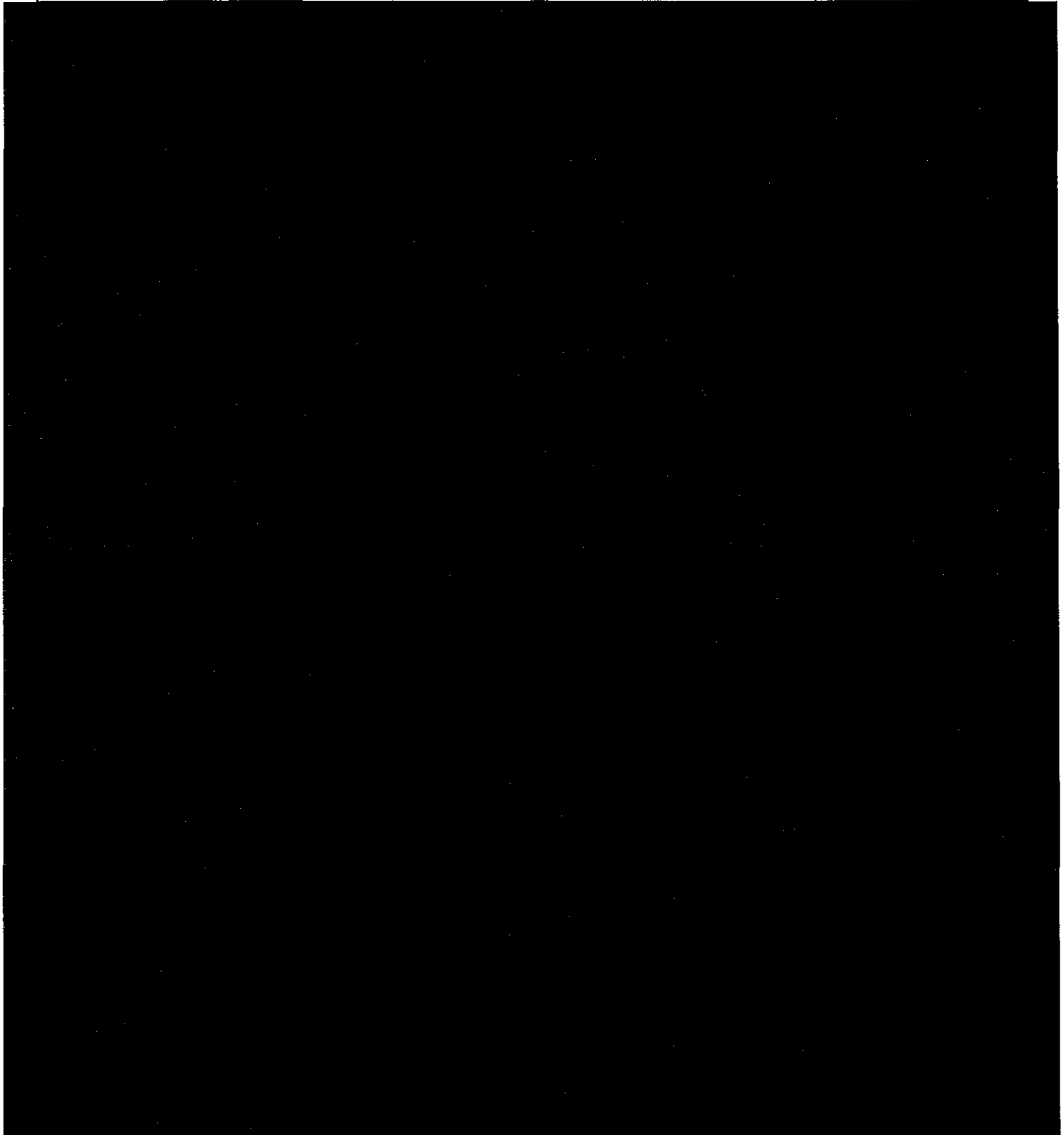


REPORTING OFFICER Sullivan	ID# 394	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 05/20/2011 15:21
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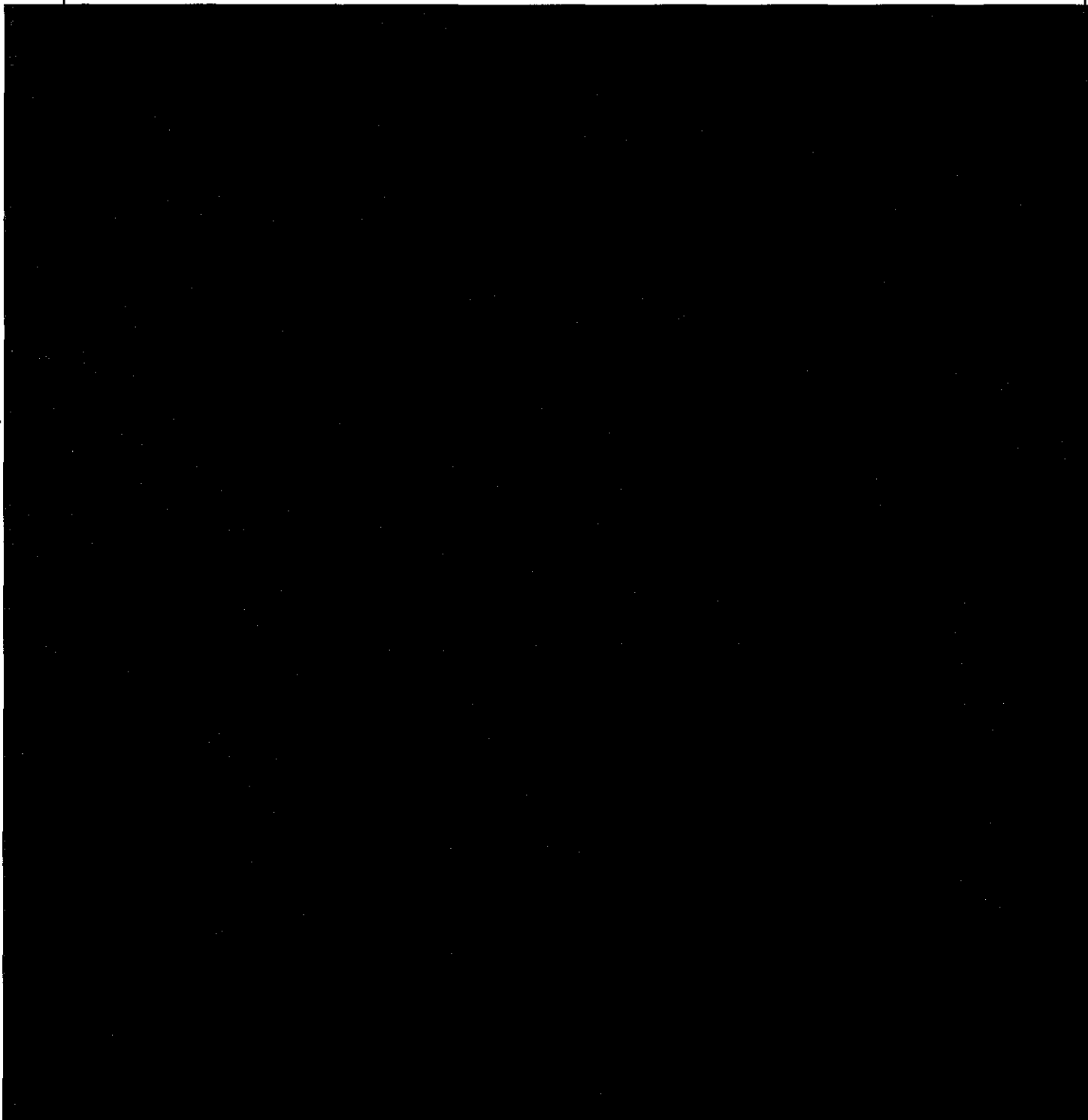
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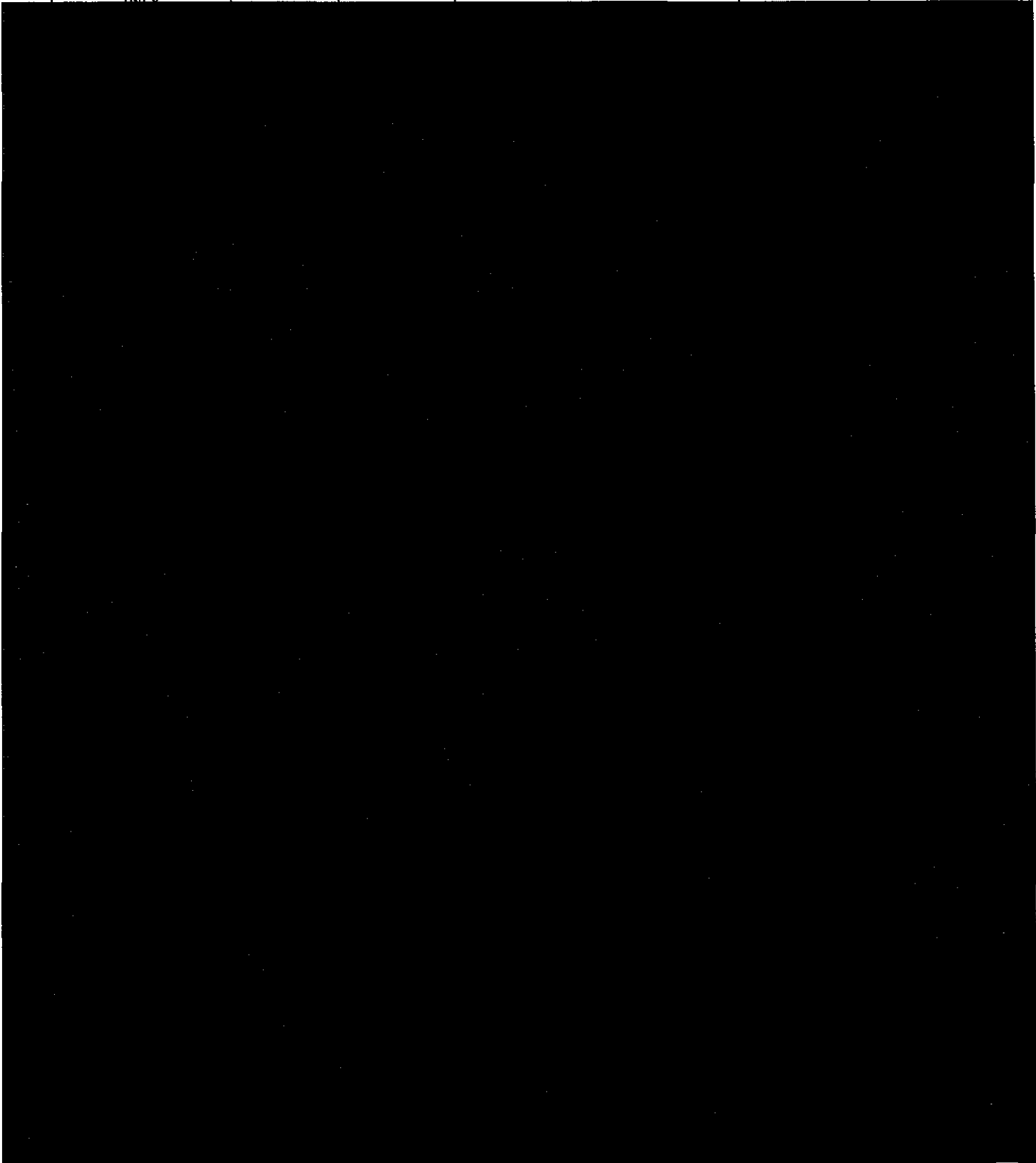
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INCIDENT NUMBER

SAN DIEGO REGIONAL  
ADDITIONAL VICTIMS/WITNESSES/OTHERS

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CASE NUMBER

1102435

LOCATION OF INCIDENT, CITY STATE ZIP

300 E 22ND ST, NATIONAL CITY, CA 91950

BEAT

DISTRICT

DATE

05/06/2011 - 05/07/2011

REPORTING OFFICER

Ballardo

ID#

390

DIVISION

PAT

APPROVED BY

Aydelotte

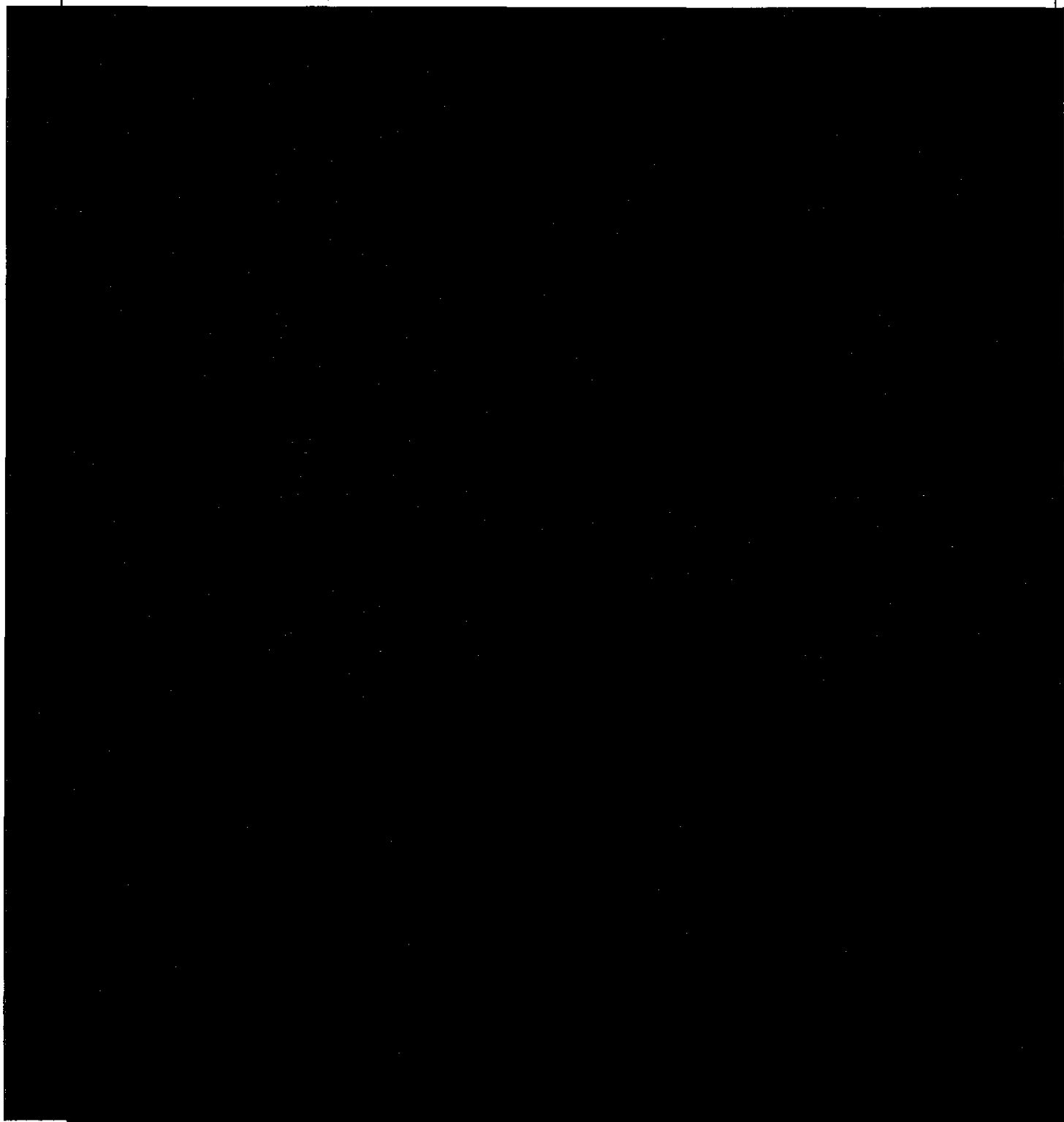
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DATE AND TIME OF REPORT

05/07/2011 21:41

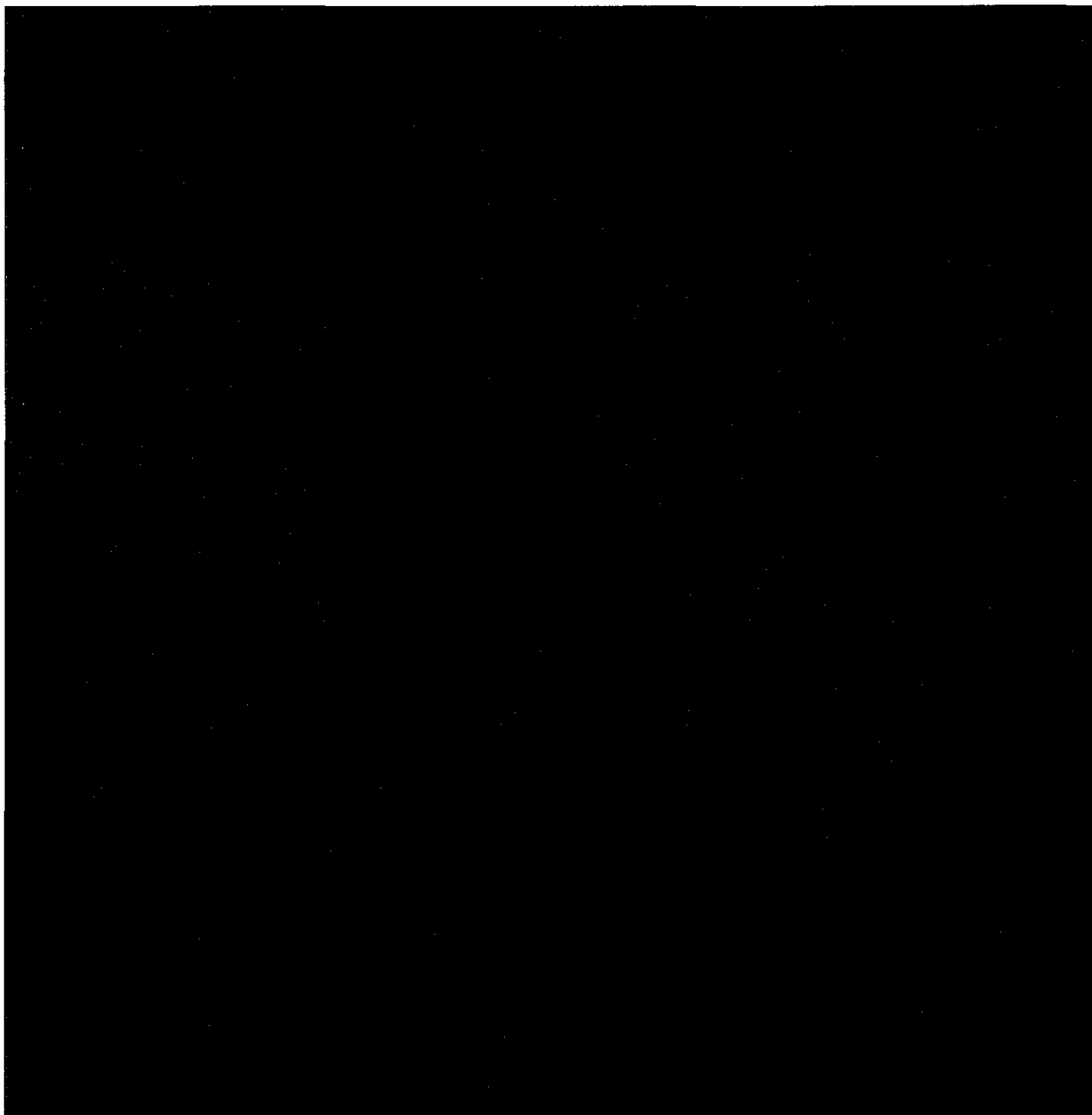
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PRIMARY CODE SECTION PC 245C - ADW ON PEACE OFFICER/FIREMAN/NOT GUN					
ADDITIONAL CODE SECTION(S) VC 2800.1:F - WILLFUL FLIGHT					
LOCATION OF INCIDENT, CITY STATE ZIP					



REPORTING OFFICER Ballardo	ID# 390	DIVISION PAT	APPROVED BY Aydelotte	ID# 404	DATE AND TIME OF REPORT 05/07/2011 21:41
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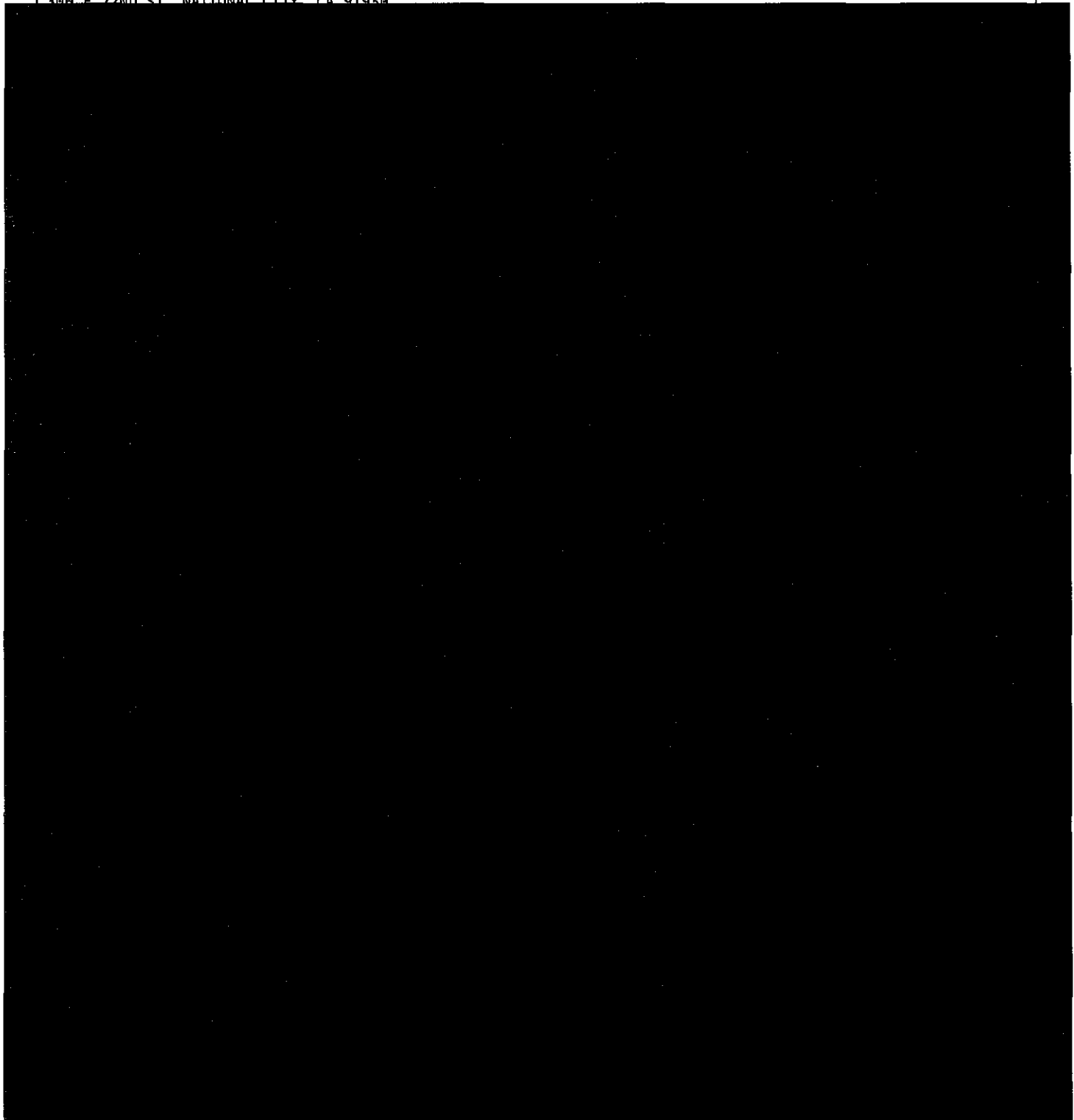
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<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		HERNANDEZ, ALEX						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	376			No	N		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E	NCPD				SERGEANT		Vary	Vary		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE V/W ASSIST N		
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)											

<b>VICTIM / WITNESS</b>	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		06		[REDACTED]						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Mobile)		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	H	M						No	N		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E	[REDACTED]				[REDACTED]		Vary	Vary		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE V/W ASSIST N		
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)											

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ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									

REPORTING OFFICER Hernandez		ID# 376	DIVISION PAT	APPROVED BY Etzler	ID# 357	DATE AND TIME OF REPORT 05/09/2011 05:08
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INCIDENT NUMBER	SAN DIEGO REGIONAL <b>OFFICER'S REPORT NARRATIVE</b>			PAGE 2 OF 7	CASE NUMBER 1102435
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## OFFICER SUPPLEMENTAL REPORT

On 05-06-11, at about 2244 hours, officers were dispatched to area of 24<sup>th</sup> Street and DDD Avenue, to investigate a report of an urgent check the welfare. The reporting party advised there was a Hispanic female that may be drunk or high that was found on the sidewalk area. The female was not wearing pants and was reportedly found next to or near a white Nissan Altima.

Officer Cardoza arrived on scene and immediately called for medics to respond to the nude unconscious female. A short while later, Officer Cardoza radioed that the car associated with the unconscious female was now driving westbound on 24<sup>th</sup> Street passing his current location. Sergeant Aydelotte was behind the car and attempted to initiate a traffic stop on it. Sergeant Aydelotte radioed the vehicle was failing to yield and was beginning to initiate a pursuit. A brief moment later, Sergeant Aydelotte radioed the car had stopped in the 300 block of E. 22<sup>nd</sup> Street. Sergeant Aydelotte began to conduct a [REDACTED] stop. Officers Cardoza and P. Hernandez arrived on scene and assisted with the stop.

I arrived on scene and parked my patrol vehicle near the intersection of 22<sup>nd</sup> and DDD Avenue. I watched as Sergeant Aydelotte gave verbal commands to the driver in a white [REDACTED] (CA# [REDACTED]). The Hispanic male driver was not complying with the command to place his hands outside of the police car. The male would place his left hand outside of the car, not his right, and then place his hands back inside the cab of the car. The driver's side window was rolled down but all of the other windows were rolled up. Due to the lighting conditions and the car's tint, it was difficult to see into the cab of the car. I was unable to see if there were any other occupants inside the car with the male. For the next 20 minutes, the driver would place one arm out for a short while before returning it into the cab of the car. After placing his hand in his car, the male would reach into different

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areas of his car. On several occasions I thought the male might be potentially reaching for some type of weapon. The male was non-compliant during the entire traffic stop.

While the [REDACTED] stop was in progress, I called Officer Gonzalez to get an update on the unconscious female's condition and the crime potential. Officer Gonzalez informed me she (victim) was not talking. At this point, the female was found to be drunk or drugged and missing her pants and underwear. I considered the crime potential as potentially being an unreported sex related crime.

I radioed for a [REDACTED] gun to have a [REDACTED]. My intent was to place several [REDACTED] of OC in through the open window with the hope the male would exit his car. Once out of the car, we could attempt to take him into custody.

Lieutenant Fifield arrived with a [REDACTED]. I briefed him on the ongoing incident and requested to use the [REDACTED] in an attempt to have him exit his car. The lieutenant approved.

I positioned myself near the side of the Altima to discharge [REDACTED] into the car. The [REDACTED] gun [REDACTED]

The male placed his hand on the roof of the car and retrieved a pair of car keys. The male started the car and drove westbound at a high-rate of a speed. The vehicle drove directly toward 2 police cars that were positioned along the intersection of 22<sup>nd</sup> and ICD Avenue.

While the car was near the intersection of 22<sup>nd</sup> and ICD Avenue, I heard what I thought to be [REDACTED] gunshots. Several officers pursued the vehicle onto the freeway.

I walked over to the intersection of 22<sup>nd</sup> and ICD Avenue and looked for a potential crime scene. I located two expended casing near the middle of the street on 22<sup>nd</sup> Street at the ICD intersection with

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□□ Avenue. I pointed out my findings to Sergeant Aydelotte and placed crime scene tape near the intersection. Preliminary it was believed the two shots were from an officer who was near this intersection, but we were unsure. The officers at this location had pursued the vehicle and were not present to provide a statement.

Sergeant Aydelotte and Lieutenant Fifield remained at the scene, while I attempted to assist in the ongoing pursuit. As I drove onto interstate 5, I could hear officers radioing the vehicle had crossed the Coronado Bridge, onto the island. Next, the pursuing officers provided an update indicating they were returning (eastbound) on the bridge. Next, pursuing officers advised the driver had collided on the bridge and was being taken into custody.

At 2326 hours, I arrived to the scene. I noticed the white [REDACTED] had moderate to major front end damage. The car rested in the number #1 lane eastbound lane. The driver, later identified as Michael Osuna, had been placed in the backseat of a patrol car.

I saw both Officers Cardoza and Taylor standing near a patrol car. I asked if either had discharged their weapon back near 22<sup>nd</sup> Street. Officer Taylor told me he fired [REDACTED] rounds at Osuna's speeding car as it drove toward him.

I instructed Officer Taylor to return to the city and wait to be debriefed properly. In addition, I instructed him not to discuss the shooting with anyone. Officer Taylor acknowledged and returned to the city.

After establishing that Osuna's car was being impounded on an evidence hold, witnesses were being interviewed, and the California Highway Patrol was investigating the traffic collision, I also returned to the city.

I arrived at the police department and met with Officer Taylor near the line up room. During the initial shooting, Officer Taylor

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pursued the suspect and did not remain at the scene since the suspect was still outstanding. I asked Officer Taylor to return with me to the scene to provide me a public safety statement and to point out the direction of the shooting.

At about 2353 hours, I drove Officer Taylor to the intersection of 22<sup>nd</sup> Street and □□ Avenue. While at this location, Officer Taylor stood near the middle of the street and told me the suspect vehicle, driven by Osuna, drove toward him when he fired [REDACTED] rounds in a north easterly direction. Officer Taylor pointed toward a home on the northeast corner of the intersection. Sergeant Aydelotte informed he the home had already been checked, which checked okay.

At about 2358 hours, Officer Taylor and I returned to the police department and waited for the arrival of responding detectives. While at the police station, I assigned Officer Jarred Madsen to sit with Officer Taylor inside the line up room. I instructed both Officers Taylor and Madsen to not discuss the case.

A short while later, I returned to the intersection of 22<sup>nd</sup> and □□ Avenue to the Investigative briefing.

After the briefing, I assisted Officer Cardoza in attempting to find a potential crime scene where the female, later identified as [REDACTED], had originally been located. At the time, it was suspected that [REDACTED] might have been the victim of sex-related crime since she was found partially nude.

We did not locate a crime scene.

Officer Cardoza had impounded Osuna's wrecked car on the Coronado Bridge. During the process, Cardoza learned the registered owner was [REDACTED]. I knew based on Officer Gonzalez's preliminary interview with the unconscious female that her first name was [REDACTED]. Based on this information, Officer Cardoza located the registered owner driver's license. The license image matched the [REDACTED] located

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unconscious at the scene. Based on this information, we felt the white [REDACTED] was registered to [REDACTED]

The vehicle registration for [REDACTED] returned to [REDACTED] [REDACTED]. This location was directly across the street from where [REDACTED] had been located.

Officer Cardoza and I went to [REDACTED] [REDACTED] to look for any potential witnesses and or additional victims. I knocked numerous times on the front door but did not get an answer. The lights inside of the apartment were off. I knocked on the neighbors door but did not get an answer.

Based on the potential that [REDACTED] may have been the victim of a sexual assault, I wanted to conduct a security check inside her apartment to make sure there were no other potential victims who may have been drugged/ intoxicated and were unable to answer the front door.

I met with National City Apartment [REDACTED] [REDACTED] to get a master key for the apartment to gain entry. I explained to [REDACTED] the immediate need to check the interior of the apartment for any potential victims. [REDACTED] understood and opened the front door to apartment # [REDACTED]

Officer Cardoza and I checked the interior of the dark apartment and found no one inside. During the security sweep of the 2-bedroom apartment, we located a secondary room that appeared to belong to a child. The apartment was secured.

Since [REDACTED] was found alone, I became concerned with the potential of a missing child. I later found out from Officer Gonzalez, who spoke to [REDACTED] that her child was with the father who did not live in her apartment. For further details about [REDACTED] please refer to Officer Gonzalez's supplemental report.

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On 05-07-11, at about 0215 hours, I returned to the police department and met with Detective Bavencoff and Officer Taylor inside of the line up room. Detective Bavencoff informed me he was impounding Officer Taylor's service weapon and asked me to issue him a temporary one.

Officer Taylor and I went to the Armory where I issued him a temporary service weapon. I issued Officer Taylor a [REDACTED] (serial # [REDACTED]).

End of Report.

A/Sergeant Hernandez #376

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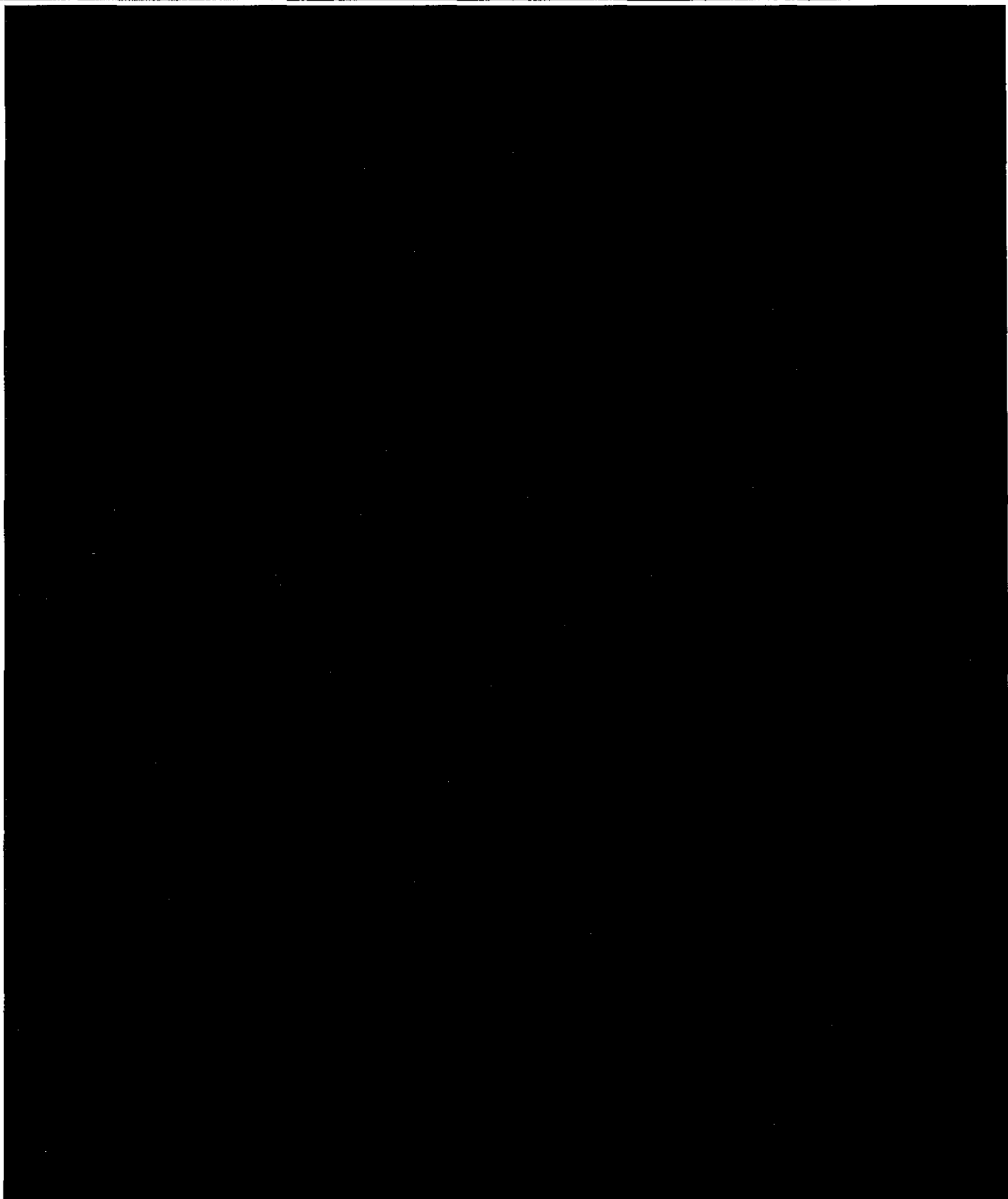
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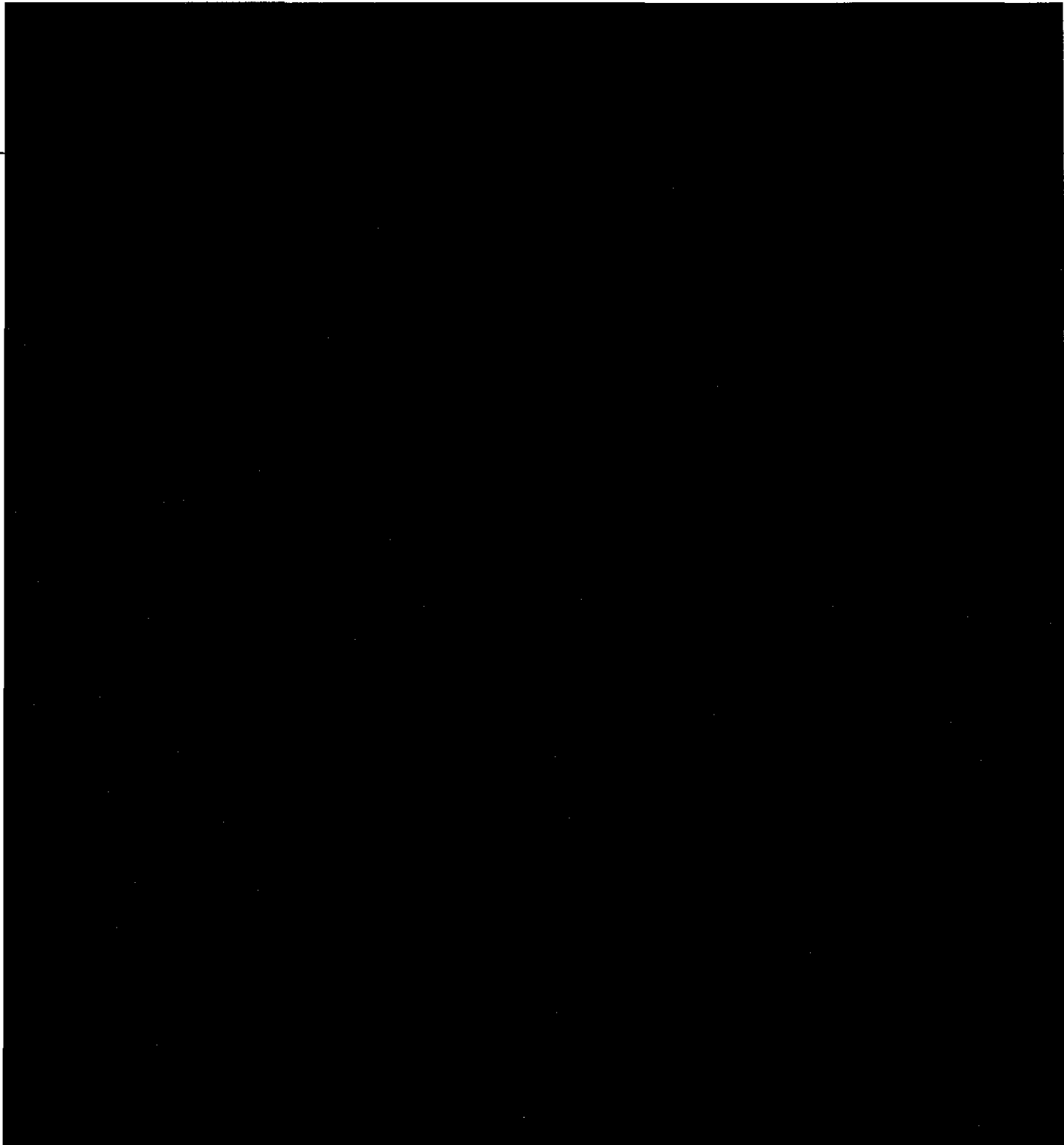
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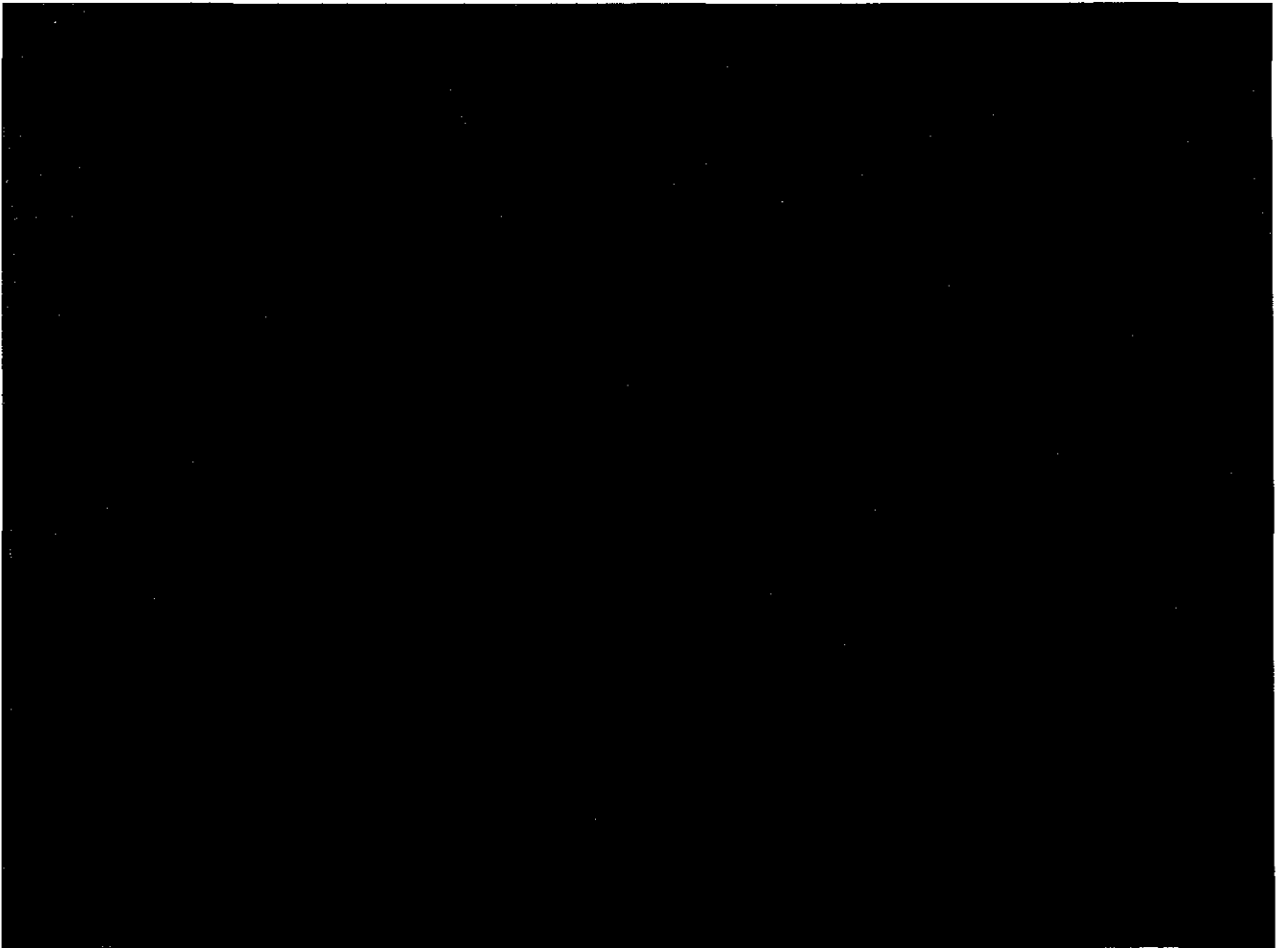
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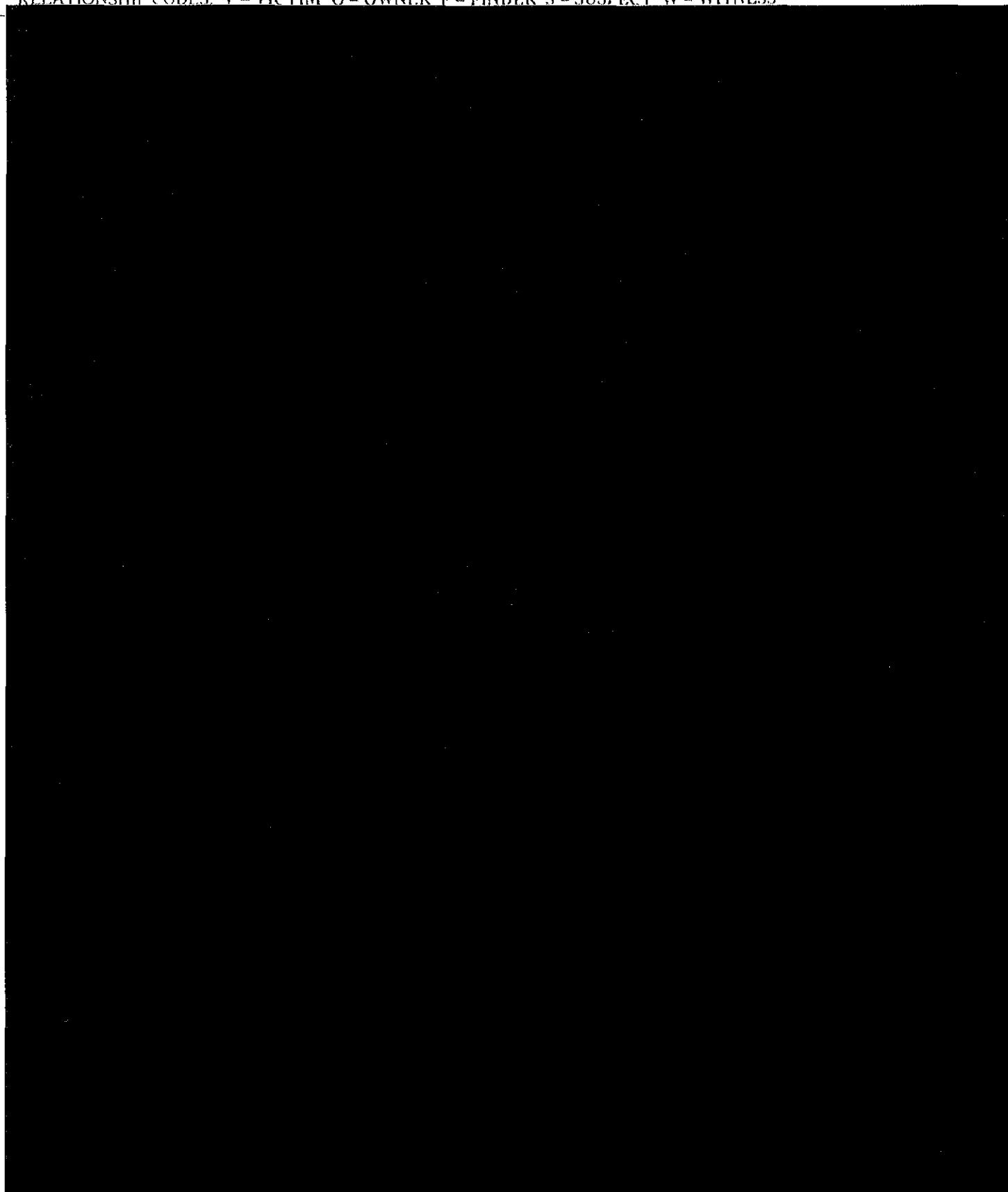
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NATIONAL CITY POLICE DEPARTMENT  
PROPERTY / EVIDENCE FORM

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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS



NATIONAL CITY POLICE DEPARTMENT  
PROPERTY / EVIDENCE FORM

PAGE: 1	OF 2	CASE NUMBER: 1102435	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

DATE	CRIME TYPE	ASSOCIATED CASE NUMBER(S)
C		
I		
P		
T		
I		
N		
I		
I		
C		
T		
C		
S		
I		
Q		
T		
C		
S		
E		

NATIONAL CITY POLICE DEPARTMENT  
ADDITIONAL PROPERTY / EVIDENCE FORM

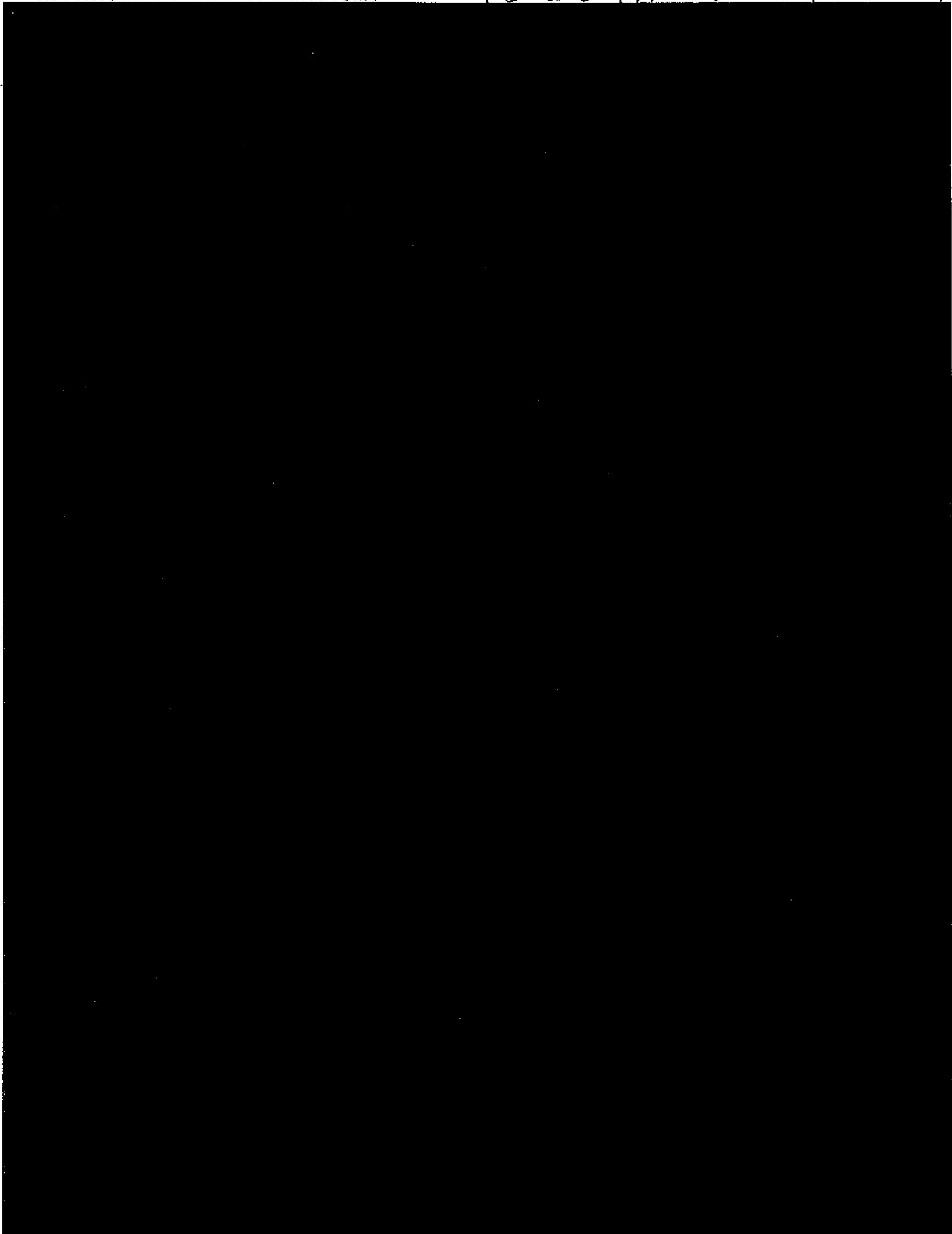
PAGE:

2 OF 2

CASE NUMBER:

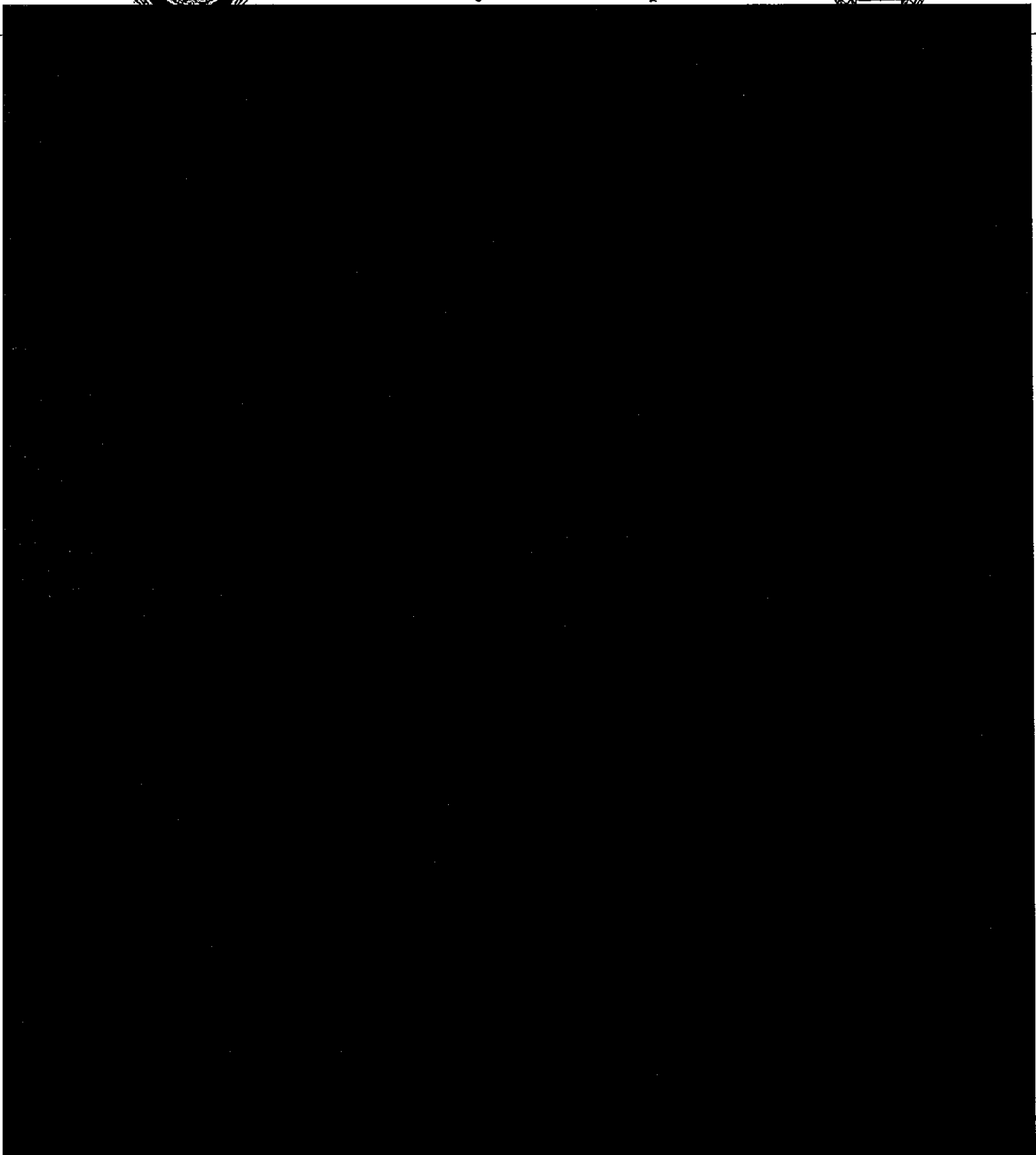
1102435

BIN #





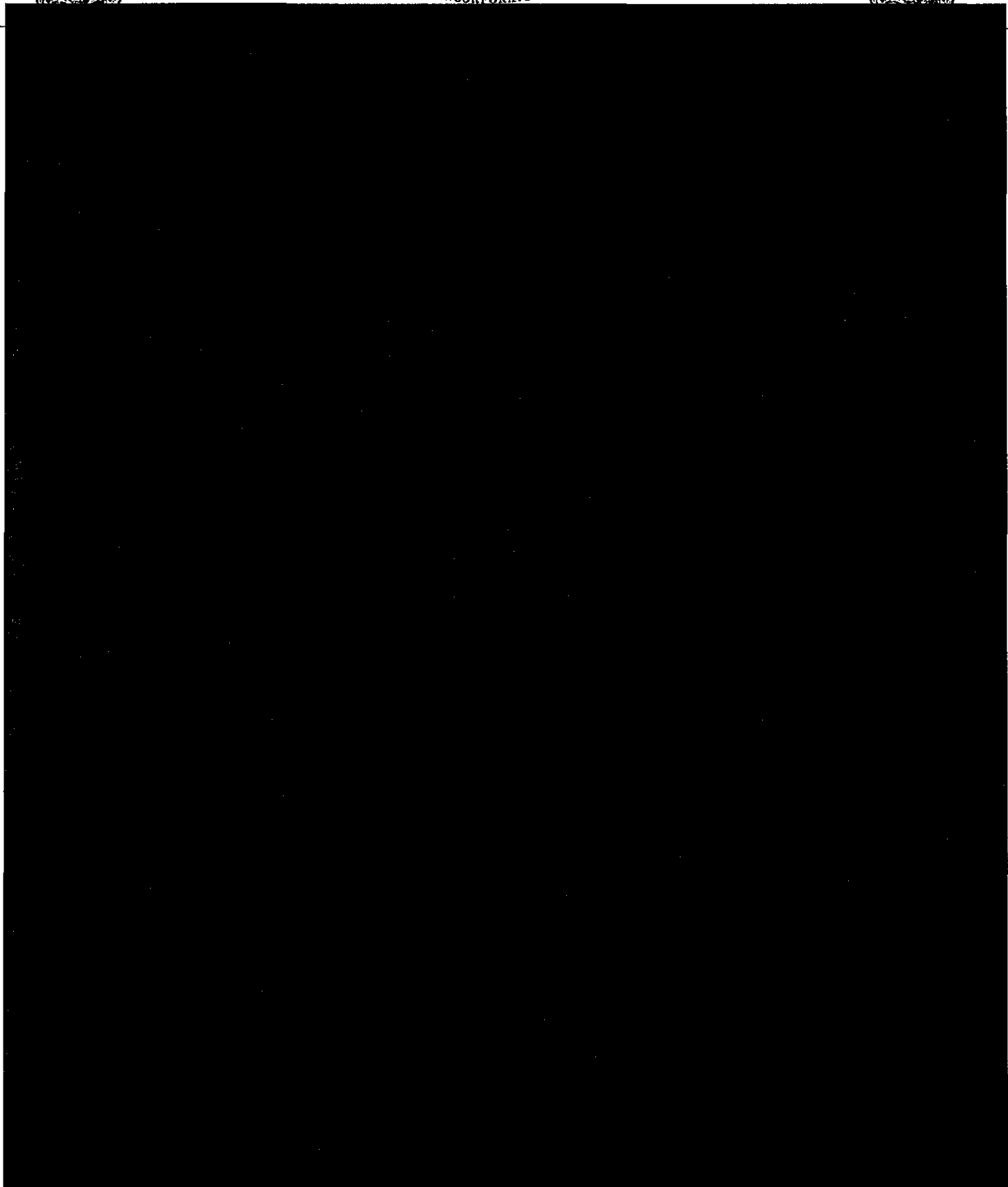
# National City Police Department



PD 810

← CALIFORNIA →  
**NATIONAL CITY**  
1887  
INCORPORATED

0067448



C  
F  
C

L

P

REPORTING OFFICER	I.D. #	DIVISION	APPROVED BY:	DATE OF REPORT:	MONTH	DAY	YEAR	TIME
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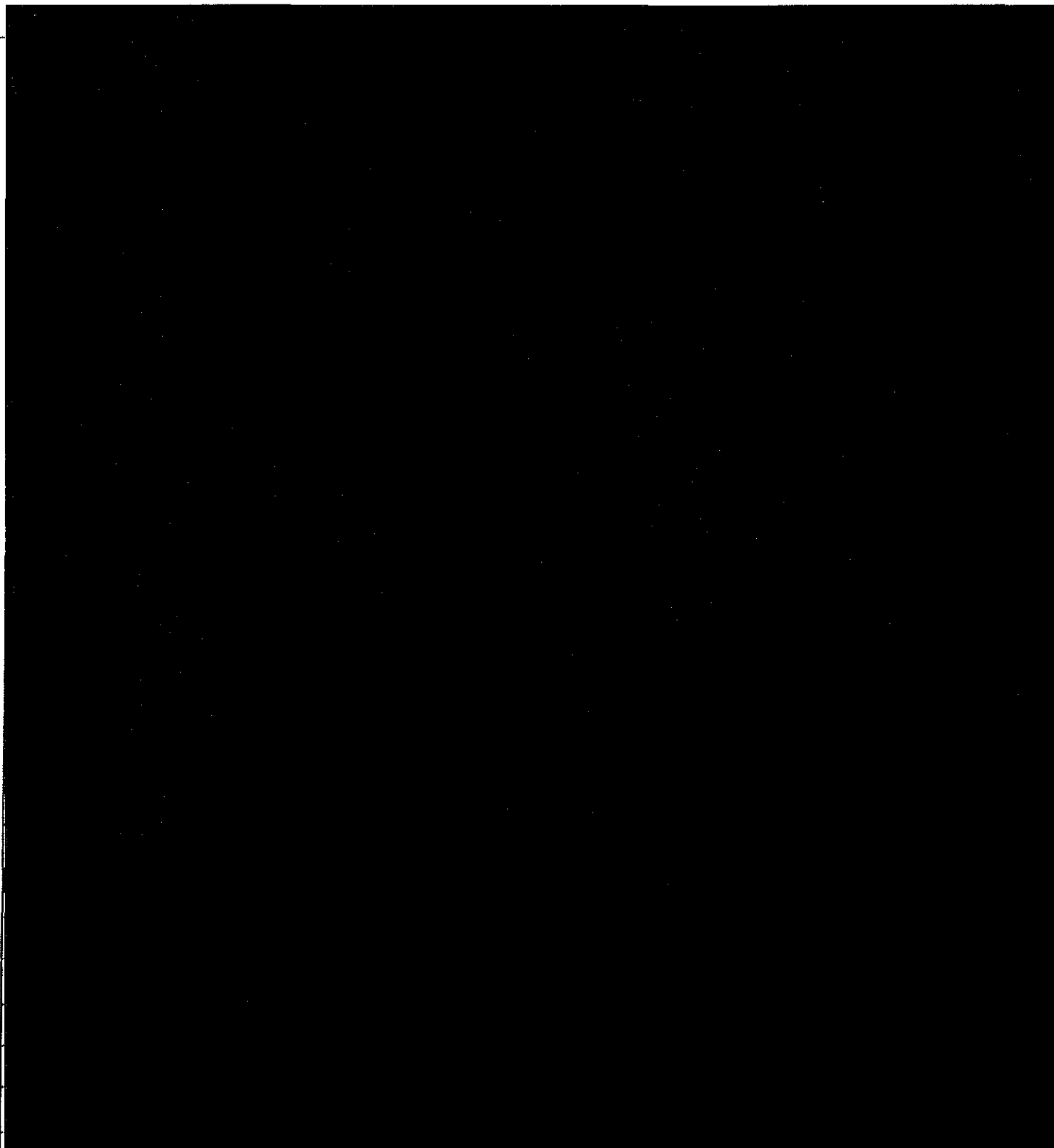


COLOR	CASE TYPE (MUST CIRCLE ONE)		
	EVID-F	EVID-M	SFKNG DEST FND SEARCH WARRANT NON-CRIMINAL T/C
SERIAL NUMBER	MUST RUN SERIAL NUMBER THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*		
	NAME (LAST, FIRST, MIDDLE)	LAB SERVICE REQUEST:	YES / NO
		SPECIFY:	

EVID 1A

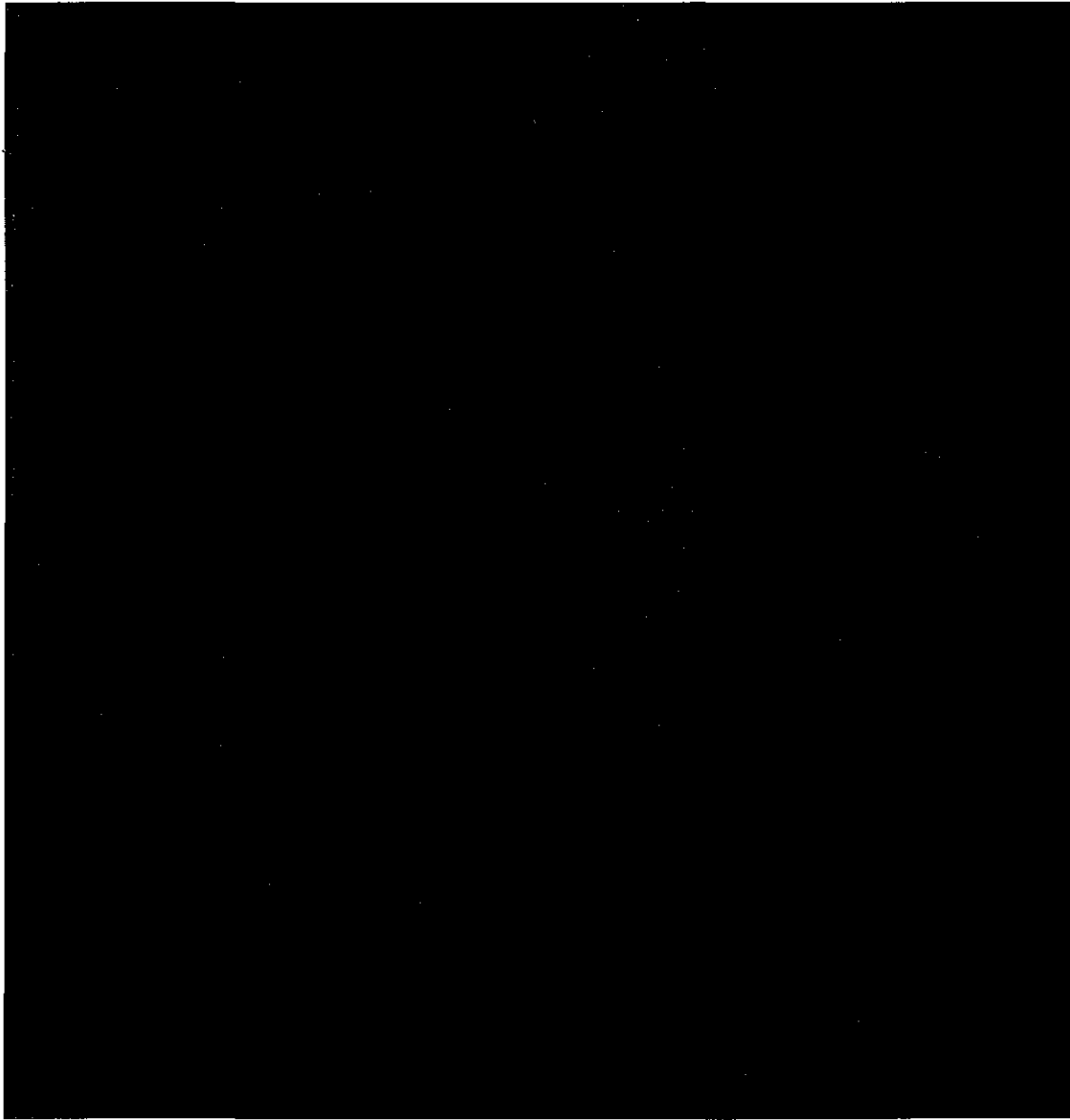
NATIONAL CITY POLICE DEPARTMENT  
PROPERTY / EVIDENCE FORM

PAGE:	OF	CASE NUMBER:	BOX#
1	1	1102435	5



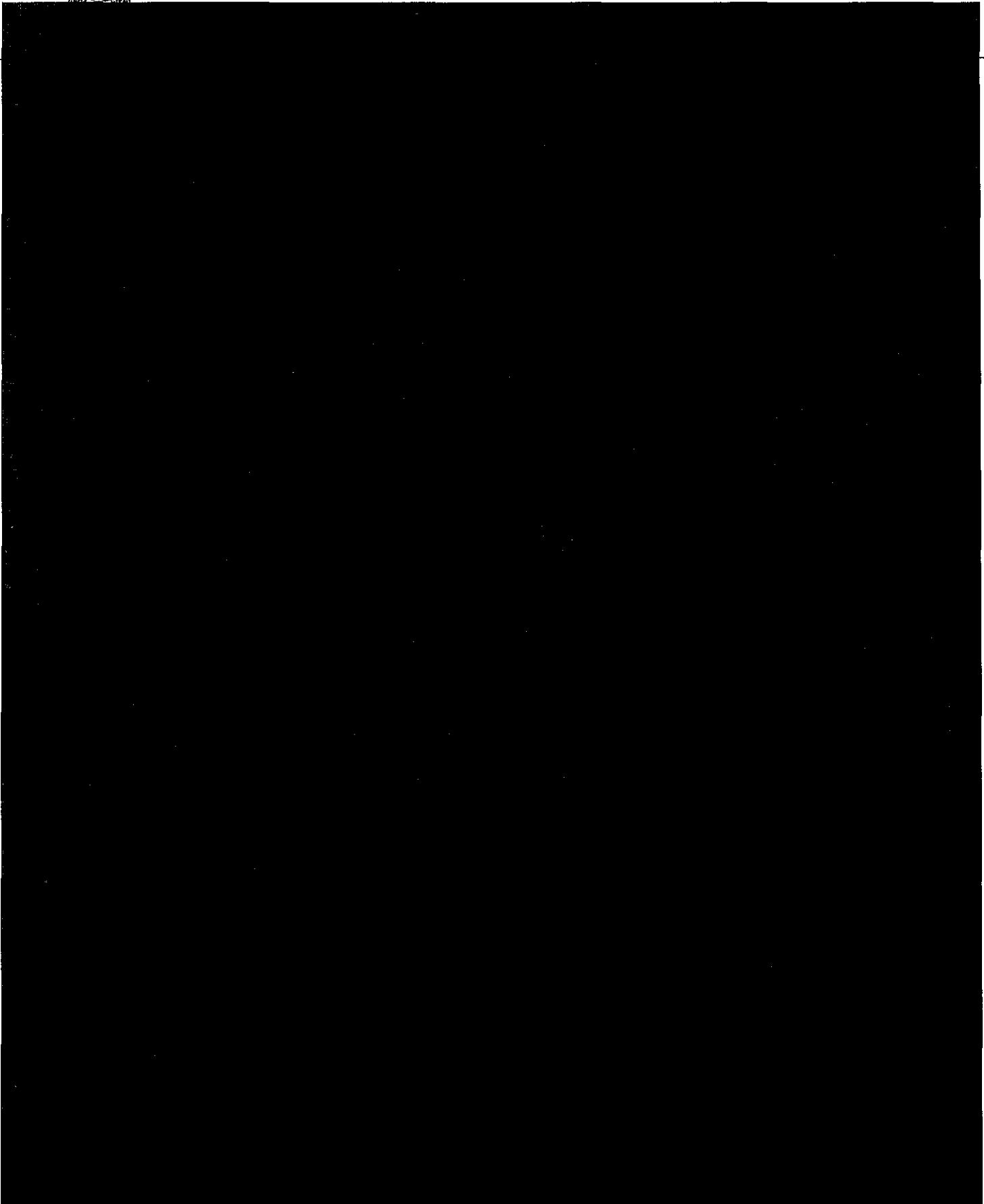
		*MUST FILL OUT A FIREARM TRANSACTION LOG FORM*	
	NAME (LAST, FIRST, MIDDLE)	LAB SERVICE REQUEST:	YES / NO
		SPECIFY:	

EVID 1A



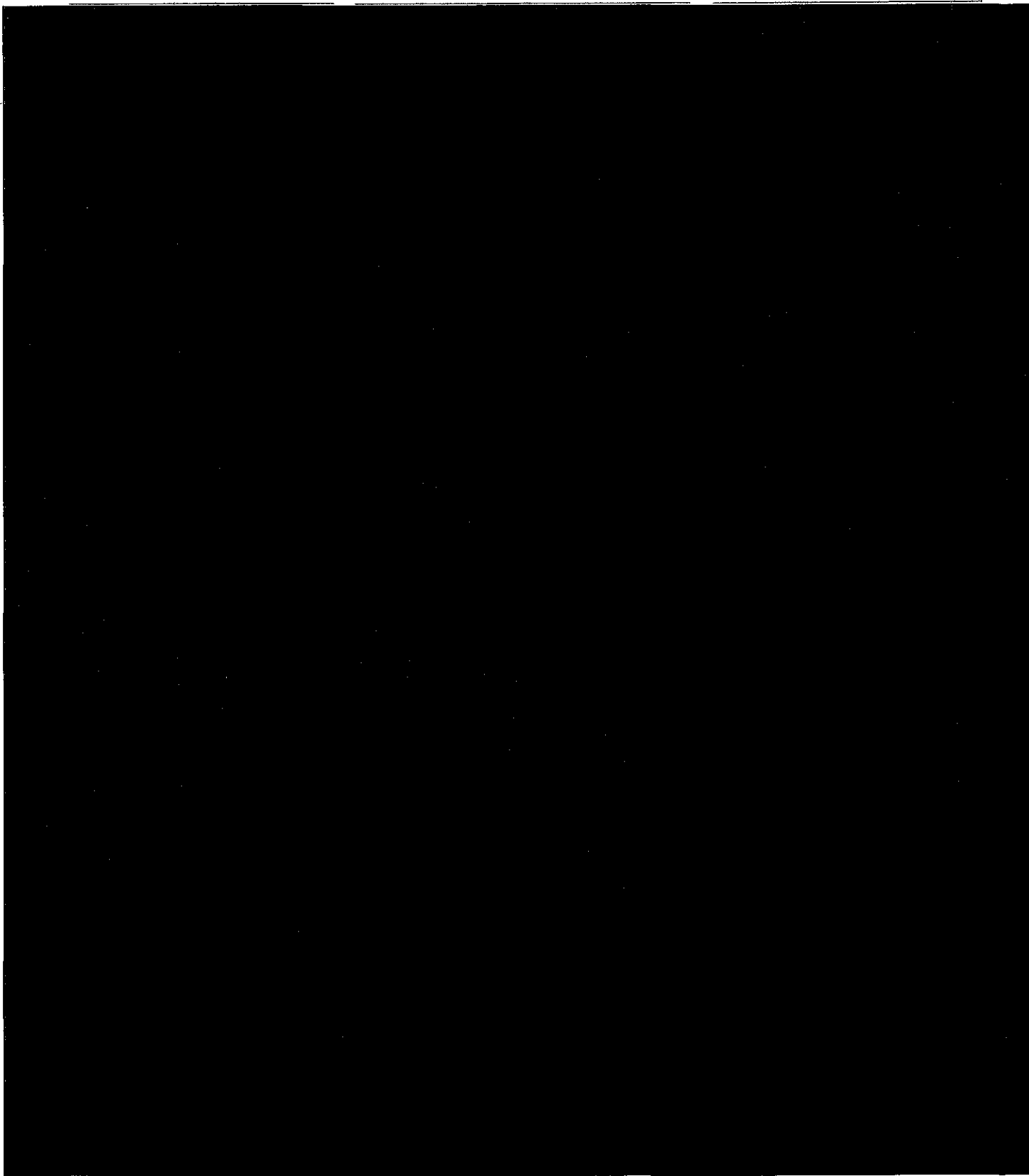
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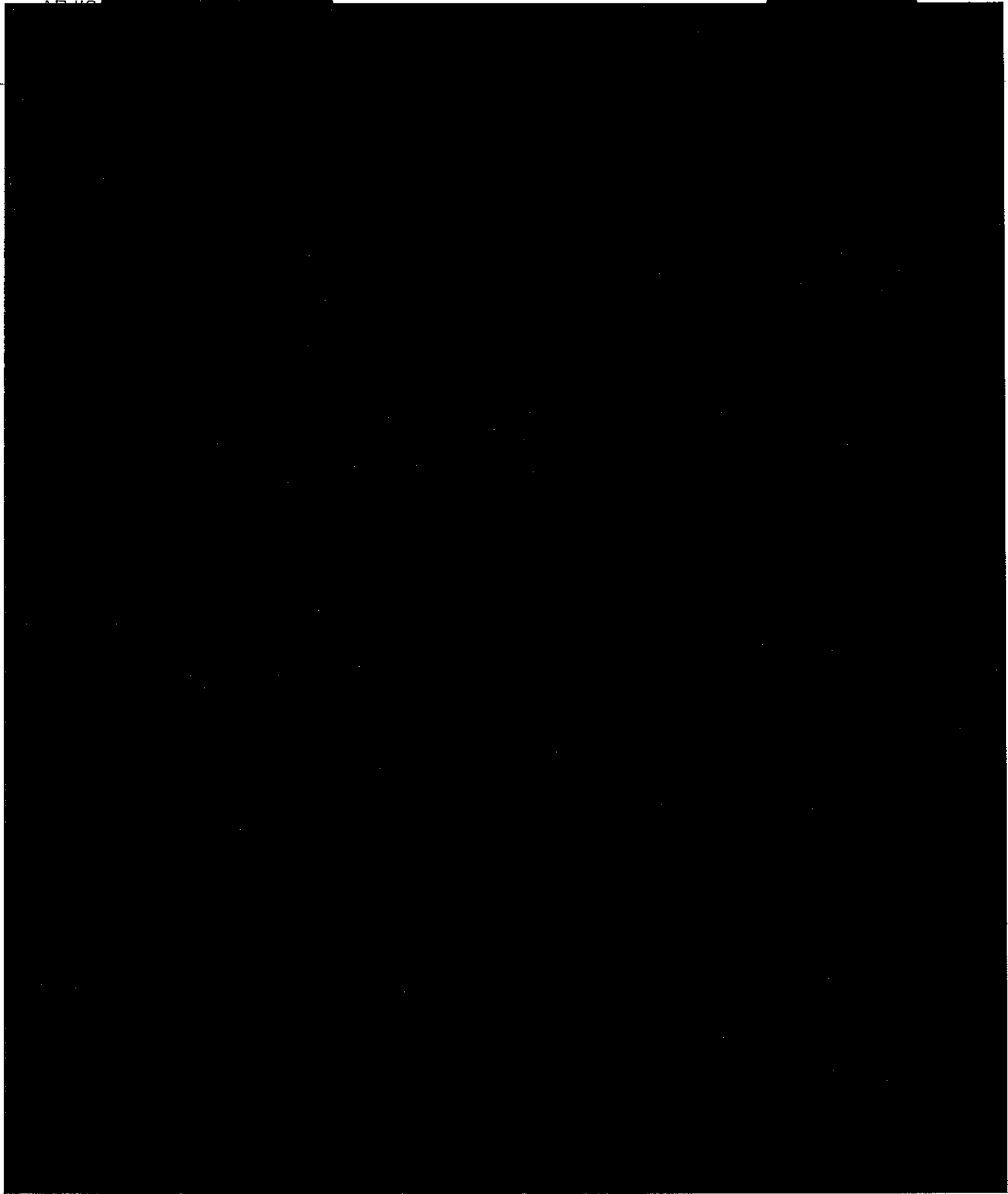
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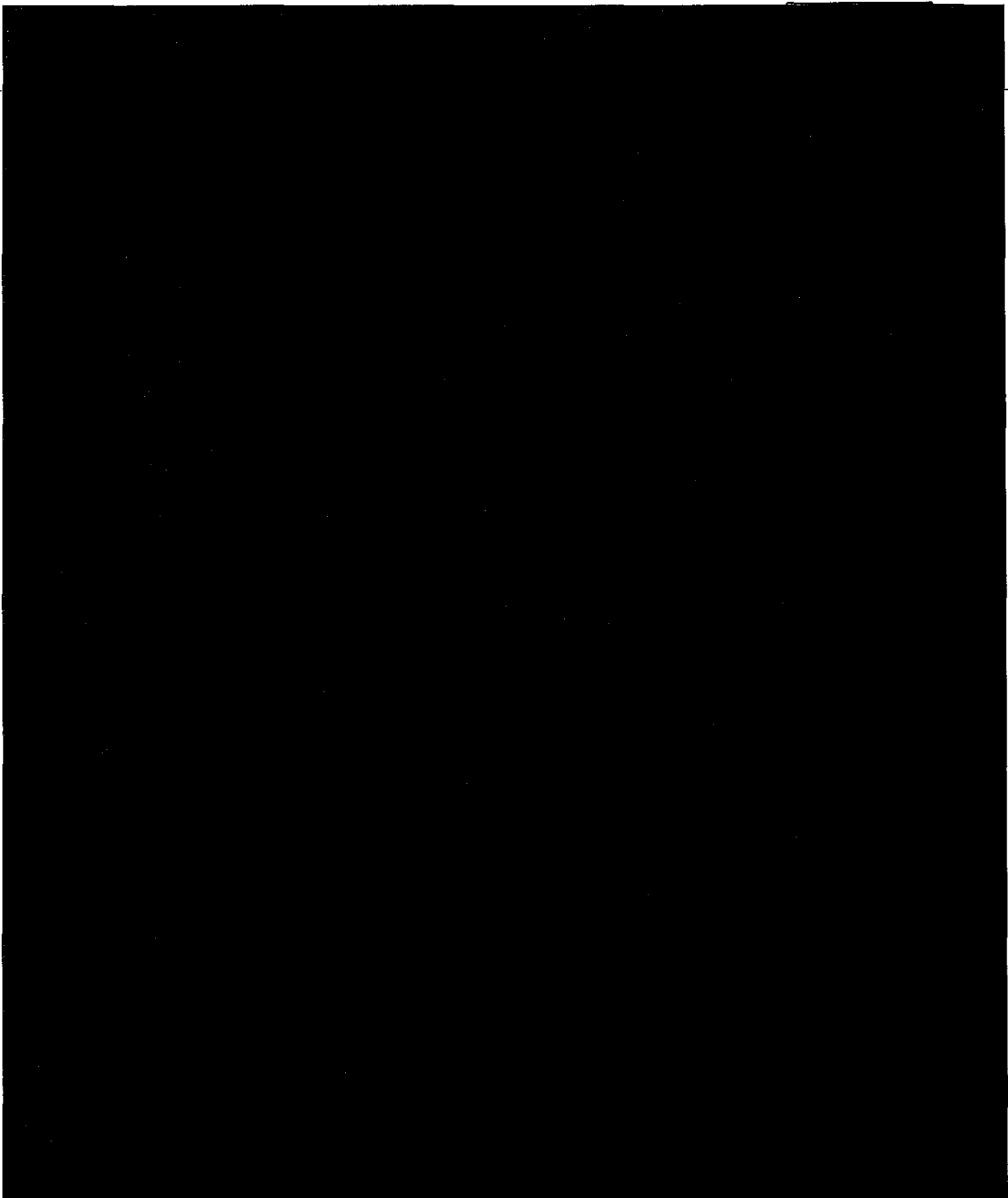
J-15 10/04

DISTRIBUTION: WHITE-BOOKING YELLOW-INTAKE DEPUTY PINK-ARRESTING OFFICER GOLDENROD-INMATE



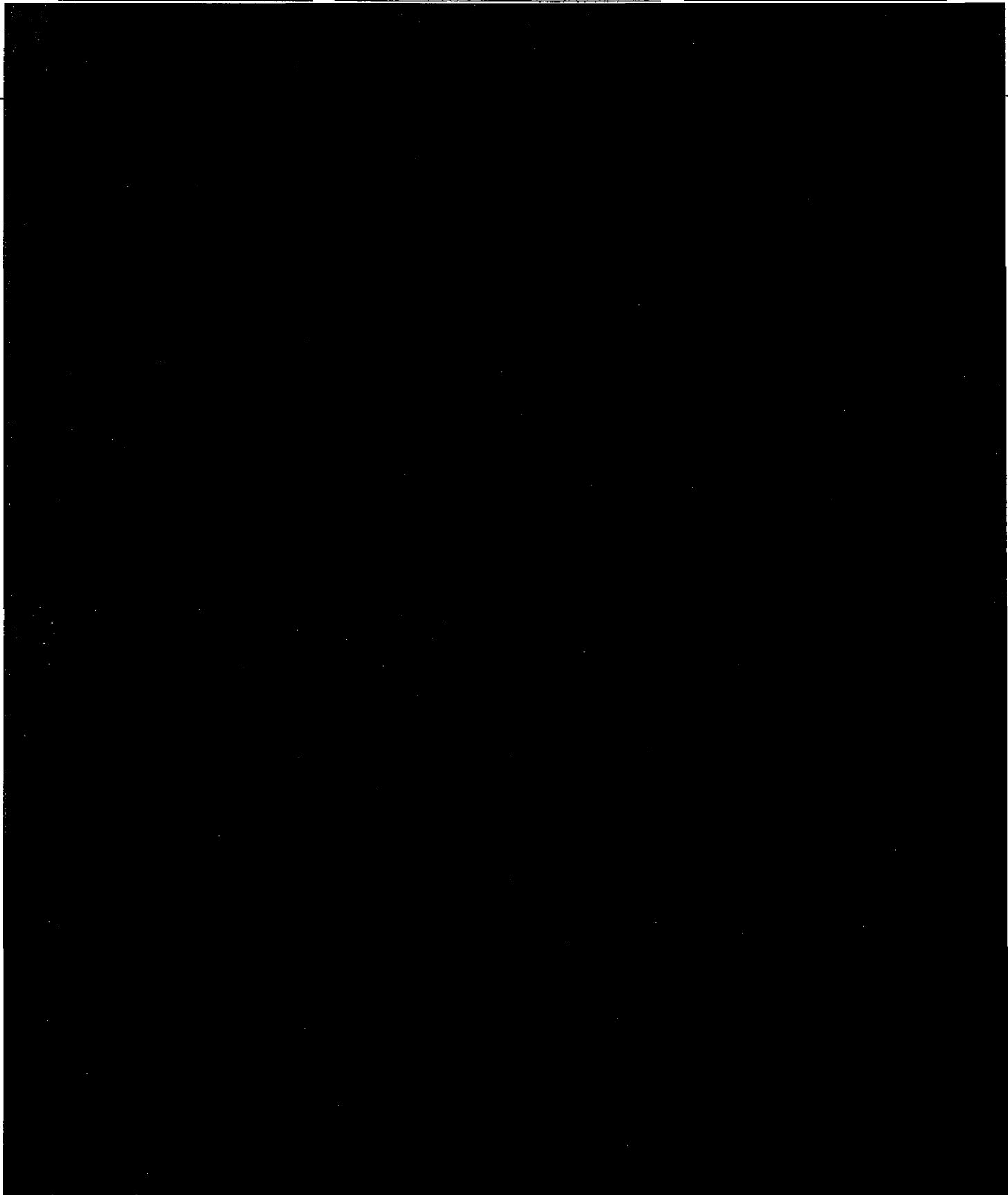






[REDACTED]





[REDACTED]

License/State: -/-

Year:

Type:

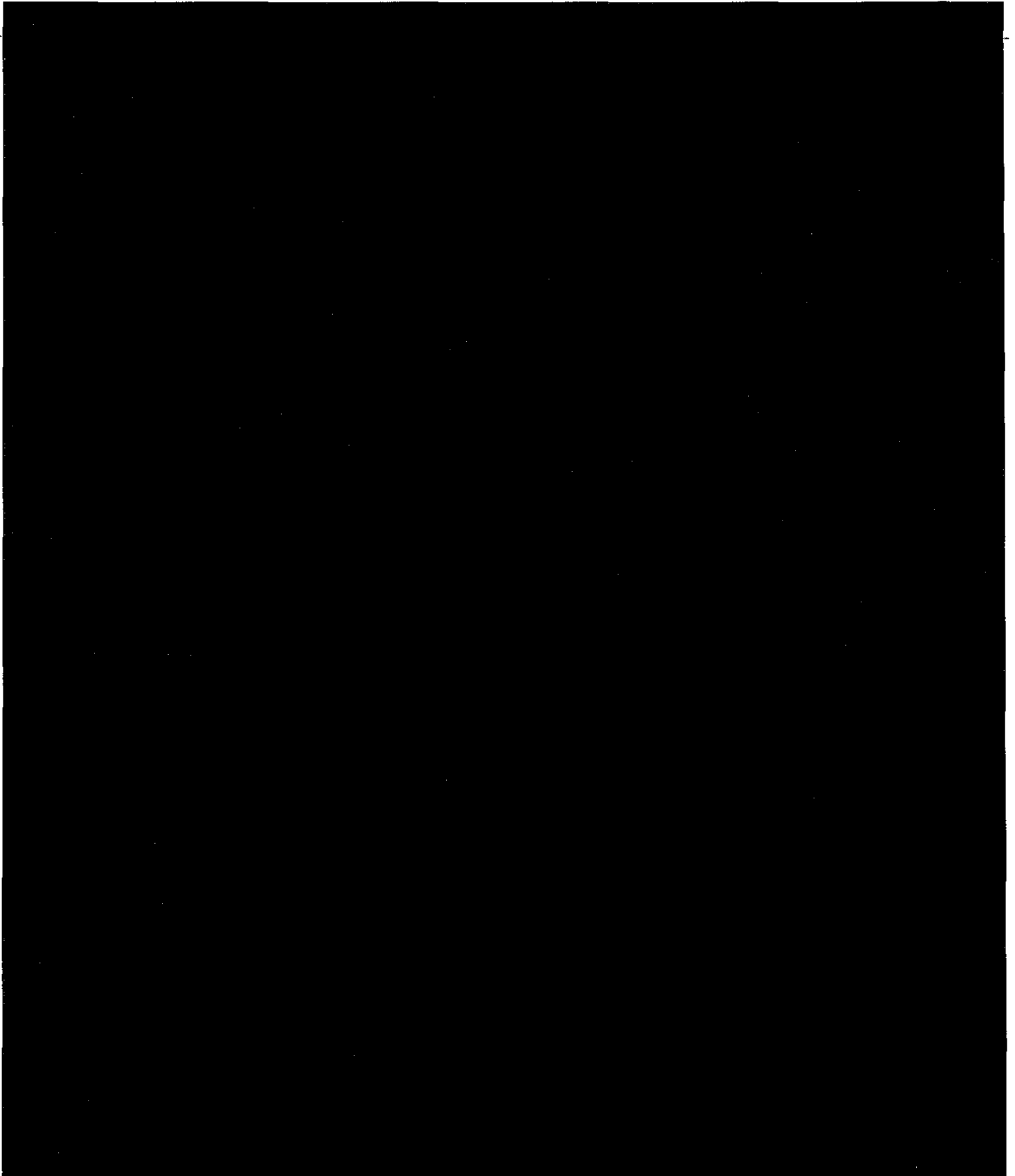
Make/Model: -/-

Color/s: -/-

Vin:

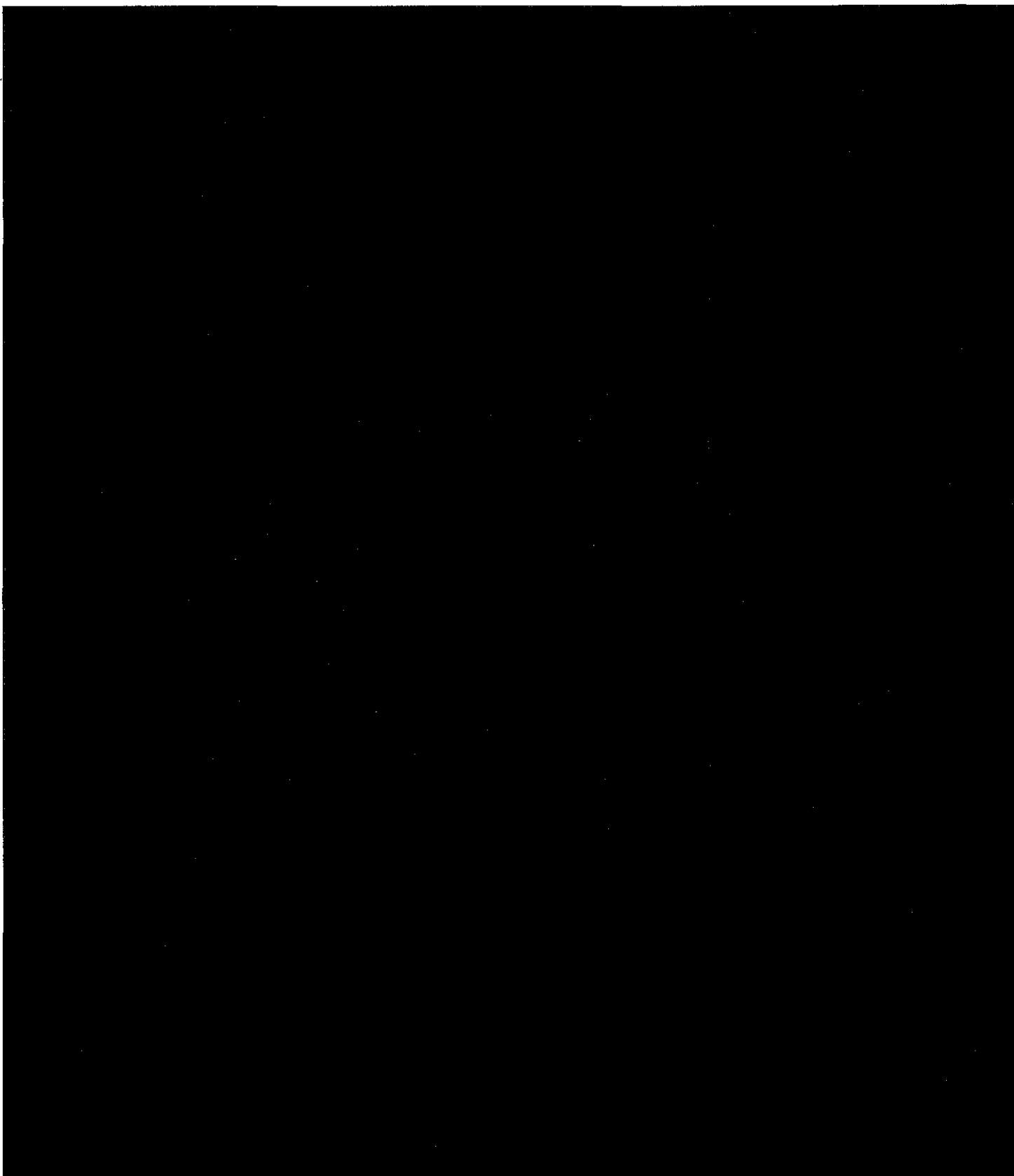
NATIONAL CITY POLICE DEPARTMENT  
PROPERTY / EVIDENCE FORM

PAGE: 1	OF 2	CASE NUMBER: 1102435-	BIN #: 13
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NATIONAL CITY POLICE DEPARTMENT  
ADDITIONAL PROPERTY / EVIDENCE FORM

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NAME (LAST, FIRST, MIDDLE)

LAB SERVICE REQUEST

YES / NO

SPECIFY: